1855.

№ 1385.

Ст. 20

Гомель

Ивановка

Тамуда Исхакуа бин Аюпуа Ишакуа Гандзинга

1885.

№ 1385.

Г. О.

Гиль

Яковлевъ

Тамож. Инспекторъ Бел. Таможеннаго Округа

No. 1496. of 1855.

From

T. Ogilvy, Esqre
Collector of Dharwar

To

H. M. Reeves, Esqre
Revenue Commissioner S. D.
Dharwar Collectors Office
7th September 1855.

Sir

I have the honor to acknowledge the receipt of your letter dated the 16th June last, No. 1655 on the subject of an application from Sanya acharya bin Sanya Acharya Pandooring for permission to cultivate two and a quarter acres of land situated in the district of Hoolee.

2nd In reply I have the honor to state for your information that I thought it advisable before returning an answer to your reference to direct the Mamlutdar of Hoolee to institute further careful inquiries in regard to the admissibility of the application and to the extent, quality &c of the land

The Manilatdar now reports that, as far as can be ascertained in the present state of the land, which is overgrown with prickly pear it measures two and a quarter acres. that, with reference to the Revenue Survey assessment fixed on neighbouring fields of similar quality to the vicinity of a market and to the fact that a well could be sunk on the spot without difficulty, the assessment should be fixed at Rs 2. per acre. —

4th He adds that the inhabitants of old Bombay have no objection to the assignment of the land to the petitioner for cultivation, and that as it is situated within the Fort limits in a spot unsuited for building on, as it appears desirable in a sanitary point of view that it should be under cover of prickly pear and as the land was not set apart for any particular purpose at the time of the Revenue Survey settlement. I would therefore suggest that the application should be

be complied with, and that the ra
of assessment should be fixed at Rs.
per acre, the average rate of assessm
on the unirrigated land of the sam
quality in the neighbourhood. –

5th The rate of assessment ap
-plied by the Mamlatdar is the lowe
fixed on garden land in the neig
-bourhood, but the land applied for
can only be prepared for even dr
crop cultivation at considerable
outlay, and therefore it would appe
to be fair to assess it as unirriga
land. –

S.H.C
Rs
S

I have the honor to be
Sir
Your most obedt servt

Collector

Ins. Ins. Rec'd 1896.

Ins. Ins. Rec'd 1896.

Ins. Ins. Rec'd 1896.

No. 2793 of 1855.

(From)

Henry W. Reeves Esquire

Rev. Commissioner S.D.

To,

J. Ogilvy, Esquire,

Collector of Dharwar.

Poona Rev. Comm.rs Office,

17th September 1855.

Sir,

In reply to your letter dated 7th instant, No. 1496, I have the honor to authorize the grant of the land therein referred to, to Tanya Acharya bin Ramya Acharya, Vandekumeri, for purpose of cultivation, the assessment being fixed, as recommended in your 6th paragraph, at Rs 1-8 per acre.

2. A copy of this letter and of yours under reply will be transmitted for the information of Government.

I have the honor &c.

Signed H. W. Reeves,

Rev. Comm.r S.D.

No 20 of 55. 4928

No. 2704 of 1855.

Territorial Department,

Revenue.

Poona Rel. Comm.r's Office,

17th September 1855.

A true Copy with the Collector's original letter referred to, forwarded for the information of Government, with reference to para 2 of their Resolution, dated 17th February 1853, No. 1036.

Rev. Commr. S.D.

Letter from Rel. Commissioner S.D. to Govt.

No. 2704 dated 17th Sept. 1855

forwarding a correspondence with the Collector of Dharwar relative to the grant of land to Ramya Acharya alias Ammya Acharya Pandeerung for purposes of cultivation

No 4228 of 1855.

Rec. Rev.

The Rev. Comr. S.D.

Acct. 55

Rev.

R. I. No. 4928

Govt. decided, in para. 2 of their Resn. No. 1036, dated 17th Feb. 1853, that "land unassessed "as also any assessed land entered under Rule "16, Para. 84, at the introduction of the survey "settlement, as reserved for any specific purpose, "on no account to be given to private parties, "or devoted to any other purpose without the sanc-"tion of the Rev. Comr., who, if he concurs with "the Collr. as to the propriety of diverting such "land for the purpose recorded in the Settlement "Regulations, is to report the circumstance to Govt."

2. Samya Acharya bin Samya Acharya Pandooreng applied for permission to cultivate two and a quarter acres of land situated on the ditch of Old Aroblee.

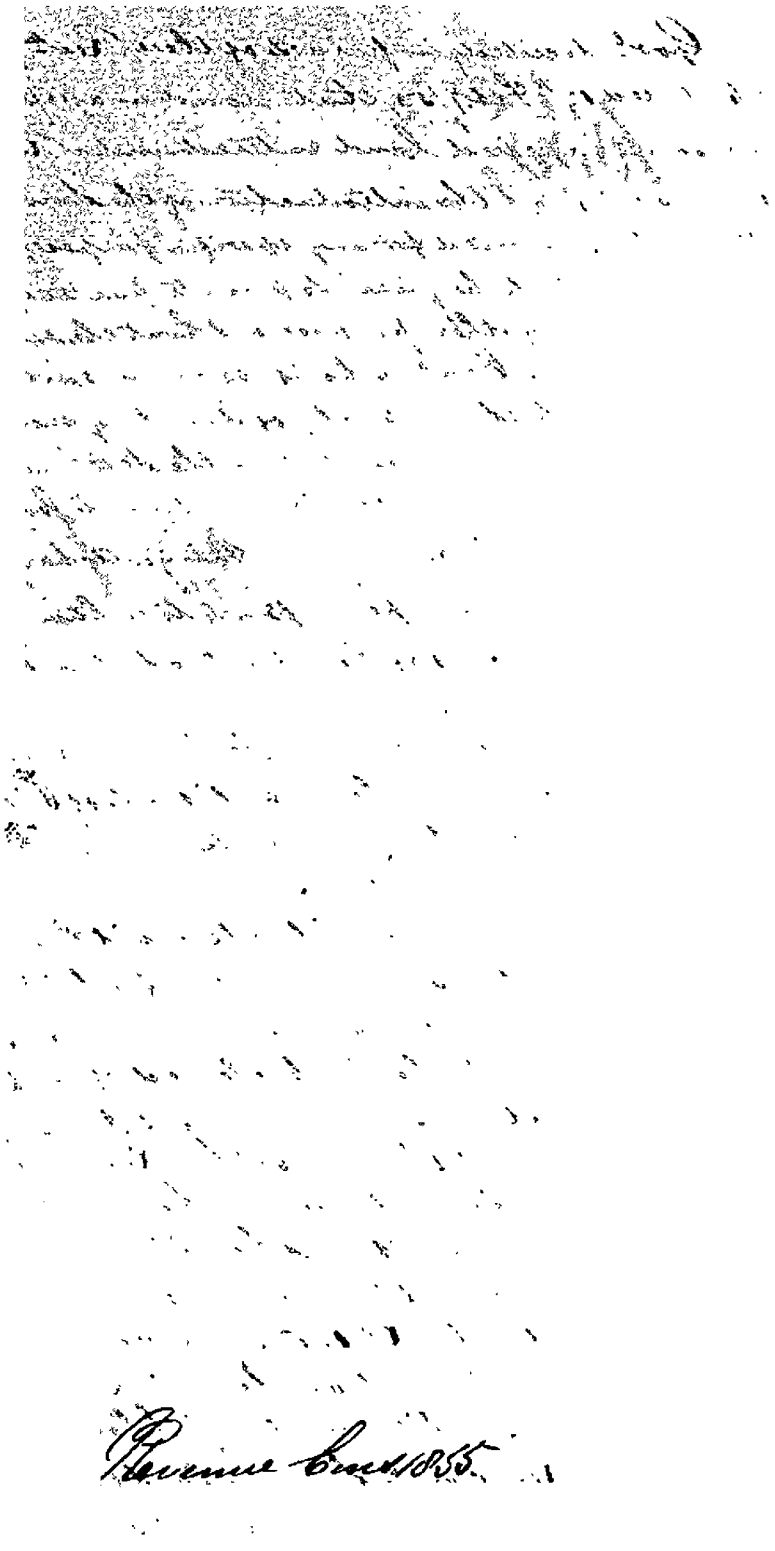
3. The land was stated to be overgrown with prickly pear, and the inhabitants of Old Aroblee had no objection to its assignment to the petitioner for cultivation.

4. As the land was situated within the Town limits at a spot unsuitable for building on; as it appeared desirable, in a sanitary point of view, that it should be cleared of prickly pear, and as it was not set apart for any particular purpose at the time of the Revenue Survey settlement, the Collector of Dharwar suggested that the application should be complied with, and that the rate of assessment should be fixed at Rs. 0. 8. per acre, the average rate of assessment on the unirrigated land of the same quality in the neighbourhood.

5. The Rev. Comr. S. D. has authorized the grant, the assessment being fixed at Rs. 0-8 per acre.

Resolution.

Proceedings approved.



Revenue Cutter 1855.

Copies in the Treasury
by Henry Bayer.

1865

No. 1109

R. O.

Lands

Dharwar

Travellers Bungalow at Sirsee

Former proceedings Comp. 1338 of 1864.

1853

No 1109. R. D.

Lands

Dharwar

Traveller's Bungalow at Turvur

Former proceedings Comp. 1338 of 1852

No. 993. of 1855.

From,

J. Copley Esquire
Collector & Dharwar

To,

H. H. Reeves Esquire
Rev. Commissioner S.D.

Dharwar Collr's Office
22nd June 1855.

Sir,

With reference to your endorsement dated the 24th August last, No. 3669, on the copy of a Resolution of Government dated the 22nd Idem, No. 3923, in which it is decided that compensation is to be awarded to the occupant of a field for the portion of it taken by Government as a compound for the Traveller's Bungalow at Turrus in the Hoobly Talooka of this Zillah, I have the honor to request that I may be favoured with authority to pay to the party dispossessed the sum of ~~Rs~~ 30 in compensation for his loss of occupancy. —

Seven acres and one chain

From,

T. Oxley Esquire
Collector of Dharwar

To,

H. H. Reeves Esquire
Rev. Commissioner S. D.

Dharwar Collr's Offce
22d June 1835.

Sir,

With reference to your endorse-
ment dated the 24th August last, No 266
on the copy of a Resolution of Government
dated the 22nd Idem, No 3923, in which
is decided that compensation is to be
awarded to the occupant of a field for the p-
tion of it taken by Government as a
compound for the Traveller's Bungalow
at Turrees in the Hoobly Talooka of
this Zillah, I have the honor to request
that I may be favoured with authority
to pay to the party dispossessed the sum
of Rs 30 in compensation for his loss
of occupancy. —

2d Seven acres and one chan-

of the fees have been finally appropriated by the Executive Engineer for the traveller's Bungalow the assessment on which, as fixed by the Rev. Savory, is Rs 2.8.. per annum. The Punchayet appointed to determine the compensation to be granted fixed on the sum of Rs 25, but the Six Punch recorded an opinion that Rs 30 should be allowed.—

3rd The sum of Rs 25 is exactly ten times the amount of the Government assessment on the land, but, considering the lightness of that assessment, I am of opinion that the sum fixed on by the Six Punch is the fairest amount to determine as the compensation to be allowed.—

1875.

I have the honor to be,
Sir
Your most Obed. Servt.

C. Elector.

No. 1827 of 1855.

Jurl. Deptt. Revenue

Poona Revenue Office
28th June 1855.

Forwarded for the
sanction of Government.
The Revenue Commissioner
thinks Rs 25 sufficient.

Wingate Revr.
Revenue Supt. L.D.

W.K. 4/7

Copy

Rec'd on a Summons from the Rev. Commr. L.D.

No. 1827 dated 28th June 18
forwarding a letter from the Collr. of Khandesh
~~Forwarding Revenue Co~~
~~Letter dated 2nd June 1855 from~~
recommending the grant of Rs 25
compensation to the occupa
of a field at Surrus in the

Collectorate, account of
land taken from him for
public purposes

Water Rent

No. 3133 of 1853.

Revenue

To

The Revenue Comr. S.D.

The Civil Auditor

July 53

A. J. No 249

The Collector of Dharwar requests sanction to the payment of Rupees 30 to a party whose land, held under the Survey settlement has been taken under the sanction of Government, to form a Compound round the Collector's Bungalow at Lemon in the Hookkeri Talooka.

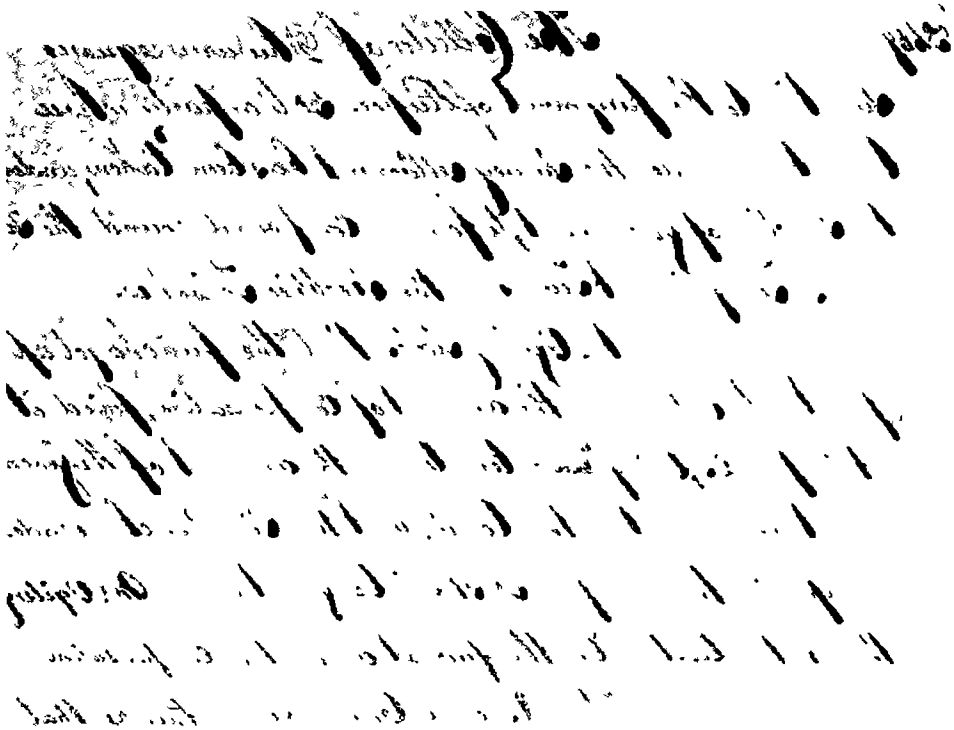
Mr. Ogilvy states that the Punchayet appointed to determine the amount of Compensation, fixed it at Rupees 25, being ten times the amount of the Government assessment on the Land, but the Six Punch records an opinion that Rupees 30 should be granted, and Mr. Ogilvy thinks the last to be the fairest amount of Compensation.

The Revenue Commissioner thinks that Rs. 25 are sufficient.

Resolution -

Compensation to the extent of Rs. 25 to be granted, as recommended by the Revenue Commr.

E. C. July 17



Revenue Cancelled
25th July 1855

Cancelled in Pairs by
Stamping
Company Manuscript

1855.

No. 272. R. O.

Sands

Dharwar

Villagers of Tirlapoor

1855.

No. 272. P. D.

Lands

Dharwar

Villagers of Tirlapur

No 1782 of 1854.

From

J. R. Ross Esquire
Collector of Dharwar

H. B. Ross Esquire
Southern Revenue Commissioner
&c &c

Dharwar Collector's Office
5th October 1854.

Sir,

The Inhabitants of the village of Tirlapoor in the Navlgoond Talooka this Collectorate are in want of ground for building purposes.

And there is a piece of unassessed ground adjoining the site of this village registered No 1 measuring four acres and nine goonthas. The villagers have applied for three acres and six goonthas of this land for the purpose of building houses on it, and they offer to buy it at twenty years purchase. This land has not been assessed by the Survey, but considering its proximity to the village its Sirkars for building purposes may be estimated at the highest rate of assessment on the arable land of the village, which is Rupees 1-4-- four and annas one per acre. At this rate, twenty years purchase of the land required would amount to Rupees 78-12- seventy eight and annas twelve. I propose that each of the forty lots to be marked

...ate for Lands to be sold for the Purposes to this application to for them.—

3rd I am of opinion that this would be the most convenient mode, both to Government and to the holder, of disposing of the land in question, and I have to request your sanction to it's adoption

I have the honor to be,
Sir,
Your most obedient Servant.

Collector.

No. 9971. of 1854.
Territorial Department.
Revenue.
Poona Rev. Commissioners
Office, 21st Decr. 1854.

Forwarded for the consideration and sanction of Government.

It appears from a reference to the Assistant Collector in charge of Sirwal that the land in question is part of a piece

29/12
Grant of waste land to Ramchandra Ganesh

which was set apart under the 16th
tion of Rule 16 para: 84, Forest Report,
for pasturage and that the Villagers
expressed a preference for having it gi
to them for building sites.

Under these circumstances
Acting Res: Commissioner in handing o
the case in conformity with orders dated
Comm: 5th/53 February 17th & No 1036 of 1853 is of opinion
that the proposal of the Rao may be
acquiesced in by Government.

Henry S. Reeve

Acting Res: Commissioner
C.D.

From

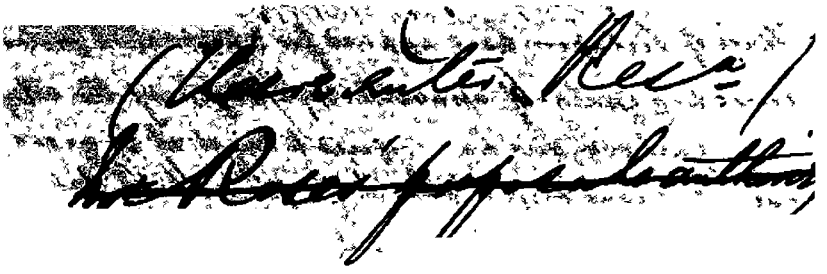
Reeve on a Memo:
from The Acting Res: Commr C.D.,
No 3971 dated the 21st Dec: 1854.

Forwarding for the decision of Government
a letter
No 188, dated October 6th, 1854,
from the Collector of Dharwar,
for a grant of ground to the Village
Sirsi for building sites.

G. Forder

Complying, on certain terms with an application made by the inhabitants of the Village of Sirsi for the ground required as building sites adjoining the Village.

Ans:



No. 625 of 1853
F. D. R.

To the Rev. Commr. D. of

12 Feby/53 R.G.

The Collector of Chittoor reports that the [illegible]
The village of Tirlapoor have applied for 3 acres and [illegible]
out of 4 acres and 9 guntas of unarable land adjoining the [illegible]
for building purposes, and have offered to buy it at 20 years
purchase. This land forms portion of a piece which has been
set apart as free pasturage and which has not been assessed
by the Survey, but considering its proximity to the village, its
value for building purposes may be estimated at the highest
rate of assessment on the arable land of the village, which is
Rs 1-4 per acre. At this rate 20 years purchase of the land
required would amount to Rs 7-6-12. It is proposed that each
of the 40 lots to be appropriated as sites for houses, should
be sold for Rs 2 to the applicants for them.

The Revenue Board lays up the report in conformity with [illegible]
orders of 17th Feby/53, No 1036, and is of opinion that the proposal
of Mr Rose may be acquiesced in by government.

Resolution. No 1232

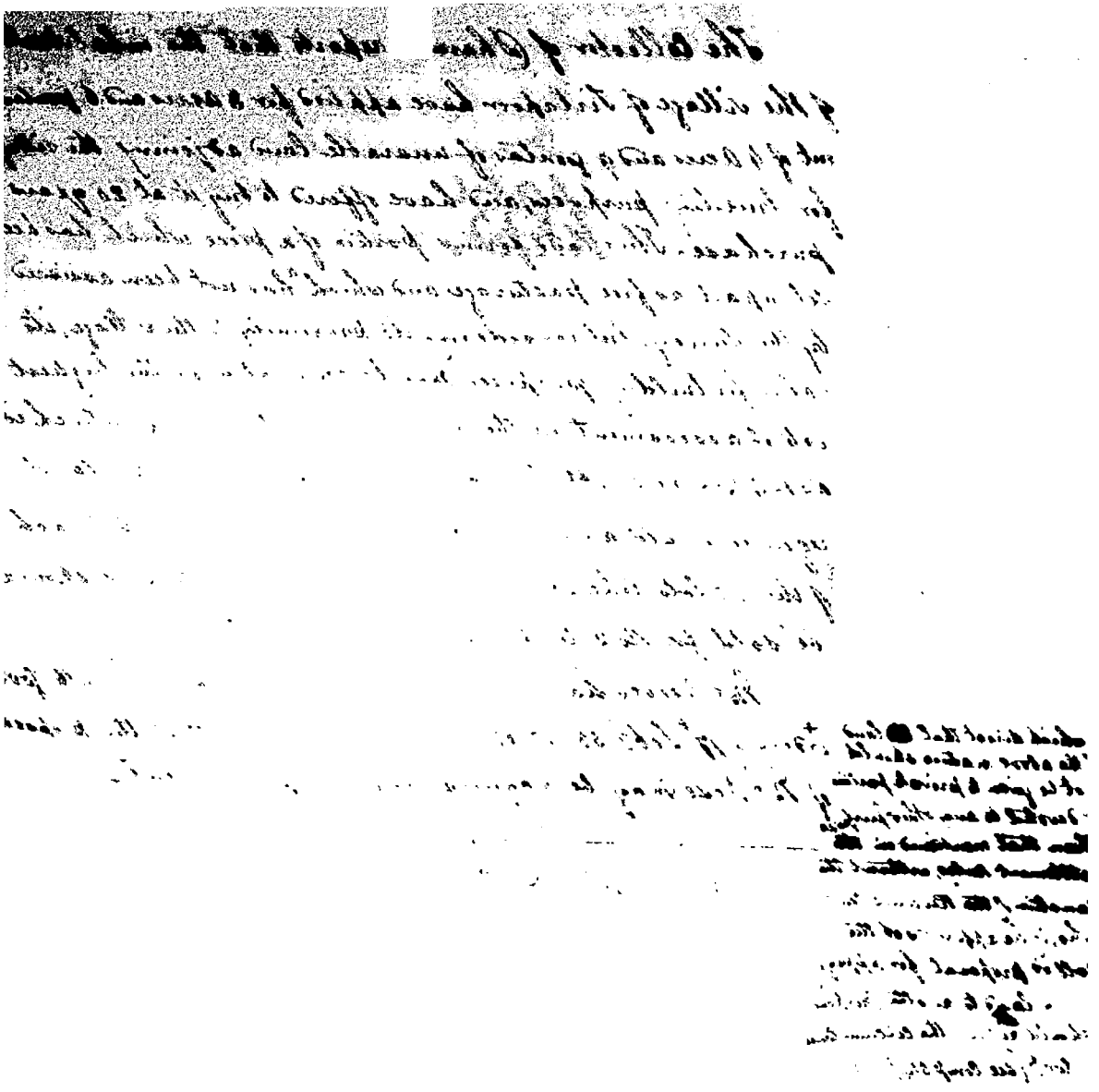
Mr Rose's proposals authorized.

Mll 2 Feby

3/2/55

Rd 12 Feby/55

should direct that the land
the above entries should
of the grain & private pastu
devoted to any other purpose
from that mentioned in the
settlement order, without the
sanction of the Revenue Board
&c, if he approves of the
Collr's proposal for applying
such land to another purpose,
should report the circumstance
for [illegible] (See Comp 814/53)



Revenue Cases 1855

A1230 @ 33

Copied in diary by Chandrasekhar Ray
Compared by A. Bancroft

1855.

No 1593.

R. O.

Landó

Kaira.

Gumpitrow Meenohur Jambaltur.

Revenue Cases 1855-

No 1230 of 33

Typed in Diary by Ramachandra Rao
Compared by

1855.

No 1593. P. O.

Lands

Kaira.

Gunputrow Munohur Sambakur.

10/
6-4-55.

C. G. Lowcett Esquire

Revenue Commissioner &c- a

The humble Memorial of Gunpu
Row Trainchat Pandeyrao G
dar of Dayer Datore and Kum
in the Taira Zillah.

Most humbly sheweth.—

That your Memorialist begs humb
to submit this appeal against the interference of t
Collector of Taira in the management of his villag
Datore.

That the village of Datore was
granted to your Memorialists Grandfather Gopall
Vishwanath by the Peshwa in Inam and ever
since that period your Memorialists grandfather an
his successors have had the management of the vil
lage uninterruptedly without the interference of Gove
ment or its officers.

The Lands of the village are in the
Peshwa Sunnud the Newadars let out their
land on the Firtay Gumtunt system when they
do not cultivate their land themselves and when
the period for which the land is so let out by them ex
pires, they either let it to the same Firtay Gumuntdar

cultivate themselves or let it to whom they please
This custom is common in all Kerwa villages under
Government.

That a Kerwadar by name Dajee Bung-
wandas had let out his Kerwa land to the extent of 6 Bi-
ghas to the Petitioner by name Kapparam Patandas
Land in dispute Kooshalee and Beehur Nutro
Bhoiar Dec for a period of about 12 years which ex-
pired Summut 902 at the expiration of this period
the Kerwadar wished to cultivate his land which
[illegible] land let out to the three persons but they de-
[illegible] to give up, he therefore appealed to your
[illegible] Sir to the Pirtar Summuttar
[illegible] as they had already gone to the expense
[illegible] their land that they might be permitted
to keep it for that year. Your Memorialist considering
the reason urged to be valid desired the Kerwadar
allow them to hold it for that season, and he
will was agreeable to the decision passed by your
Memorialist.

The following year the Kerwadar went
to cultivate his land, but the Pirtar Summuttdars
did not allow him although they had consented
to do so the season previous, the Kerwadar therefore
appealed to your Memorialist who in virtue of a
superior land holder and proprietor of the village
put him in possession of his land. The Pirtar Sum-
muttdars appealed against his proceedings to the
Collector who without making proper enquiries or-
dered

dered your Memorialist to restore the land to the Patay Gumuntdars your Memorialist represented the circumstances but still Mr. Elphinstone the Collector ordered that the land must be restored and the Rajeenamah of the parties should be obtained and sent to him and that your Memorialist should also see that the parties were insured for their losses.

Your Memorialist again and again explained the circumstances and represented that he had decided according to the custom of the country and that his decision should not be upset that the Patay Gumuntdars demanded unusually large damages to which the Merwadar was not agreeable to meet nor to give up his land notwithstanding all this the Collector insisted on the restoration of the land your Memorialist has no alternative but in compliance with his orders to reverse his decision and order the Merwadar to restore the land and also ordered the Gumuntdars to settle the amount of reimbursement with former or demand it in the Civil Court two of them took charge of their lands and gave in their resignation but the third by name Rajaram Petamber Chindia refused to receive charge of his land amounting to 1½ Begha, without damages of 203 Rupees being paid to him, this circumstance was made known to the Collector who ordered the Kamlutdar of Sasra to appoint a Punch to decide the amount of damages

...Dew decided 89 Rupees for 1½ Begharand
...memorialist was ordered to pay this, but he
...presented that the Kirindar should pay it or
...parties should appeal to the Civil Court, but
...Collector insisted that your Memorialist should
...it and he was necessitated to comply with his
...though he (the Collector) had no authority to
...tervene in his internal management. The money
...which has been paid is in deposit allowing your
...emorialist to appeal if he thought proper.

Your Memorialist therefore has made
this appeal to your honor as the superior authority
...afford him redress and to order that the money should
...kept in deposit till your honor have your de-
...sion in the case.

The proceedings of the Collector is un-
warranted and is neither supported by law or by
the custom of the Country. Up to this period your
Memorialist had managed his property without
interference. If the Collector is to intervere in his
...Memorialists) just proceedings he cannot
administer the management of his Village, with-
...his authority being opposed by his own
Ryots in every case.

In 1848 the Collector of that time
...ote to the judge a ...ad that as Government
...as withdrawn from all interference with Tri-
...es granted for religious purposes he had no
...further

further control over the village of Dattore.

Your Memorialist is at a loss to unde
stand upon what authority the Collector has
interfered in the case above represented and
to impair the just authority of your Memorialis
he therefore solicits your Honors interferenc
in the case, and to issue such orders as in
your Honors wisdom may appear just and
to order the Collector to refund the fine
which has been unjustly inforced upon him
and also to refrain from further interferenc
in the management of his own village, f
which act of kindness your Memorialist sha
ever pray for your Honors long life and pros-
perity. —

[illegible]

[illegible]

[illegible]
April 1805

(Petition of Gunput Row Munshur Ram beyker, Cuandar of Mouzey Dhakore, in the Kaira Zillah.)

No 776. of 1855
Revenue Commrs Office,
Poona 9th April 1855.
Forwarded for the report of the Collector of Kaira (to be written below)

J. P. Willoughby
Revenue Commrs

No 151 of 1855

Territorial Department.
Revenue

Kaira Collectors Office
May 19 — 1855.

With reference to the above mens. on petition from Gunputrow Mundhur Jambeykur Vejwutdar of Dakore and Kunjree in the Kaira Collectorate. The Collector has the honor to offer the following explanation. — From the papers of enquiry in this case it appears, that three persons

(Petition of Gunput Row Munohur Row Jambeykur, Cumdar of Mouzey Dhekore in the Kaira Zillah.)

No 776. of 1855.
Revenue Commrs Office,
Poona 9th April 1855.
Forwarded for the report of the Collector of Kaira (to be sent to below)

E J Lumm
Revenue Commr

No 151 of 1855.
Territorial Department
Revenue
Kaira Collector's Office
May 19 — 1855.

(With reference to the above memo. on petition from Gunputrow Munohur Jambeykur Vejuntdar of Dakore and Kunjree in the Kaira Collectorate. The Collector has the honor to offer the following explanation. — From the papers of enquiry in this case, it appears, that three persons those

those alluded to in the petition, inhabitants of Dakore petitioned the late Collector of Kaira that they had been ejected by the Patell, and Vejeutdar of Dakore from certain land, that they had been accustomed to cultivate for many years notwithstanding that they had regularly paid to the Sevadars, the assessment leviable thereon - and were ready to continue doing so, and though they had at different times expended large sums of money & labour in bringing it into a proper state - On further enquiry it appearing that these parties had been dispossessed by the Patell and Vejeutdar, they having for many years held and cultivated the land in question, and that the land had been made over to other parties. -

The Vejeutdar was called on to explain why he had given such orders, and he replied that being Vejeutdar or manager of the Sumusthan, he had by virtue of this authority directed the Petitioners to be ejected.

However the Collector begs here to remark, the Vejeutdar has no such authority or power. he only holding Sunnund conferring

1853:
PETITION

conferring on him Police powers.-

3d. As this proceeding of the Veyuuldar appeared to be unproper and unjust. - The Veyuuldar was directed to put the Petitioner in possession the Veyuuldar or Talells having no authority to act as they had done in this case -

4th. At the same time as these persons had been dispossessed just at the commencement of the monsoon, and claimed remuneration for the loss they had sustained a Punchayet was directed to assemble to make enquiry and report the amount of loss each had suffered by the improper and illegal order of the Veyuuldar, and on their report, the late Collector directed that the amount each had suffered should be made good by the Veyuuldar and he paid the amount of Rupees fifty four and annas eight which has been already made over to each of the aggrieved parties in proportion to the amount of loss sustained

Collector.

those alluded to in the petition, inhabitants of Dattore petitioned the late Collector of Hanur that they had been ejected by the Patells and Vegurutdar of Dattore from certain land that they had been accustomed to cultivate for many years notwithstanding that they had regularly paid to the Sevadars the assessment leviable thereon - and were ready to continue doing so and though they had at different times expended large sums of money & labour in bringing it into a proper state - On further enquiry it appearing that these parties had been dispossessed by the Patell and Vegurutdar, they having for many years held and cultivated the land in question, and that the land had been made over to other parties.

The Vegurutdar was called on to explain why he had given such orders and he replied that being Vegurutdar or manager of the Sunnusthan, he had by virtue of this authority directed the Petitioners to be ejected.

However the Collector begs here to remark, the Vegurutdar has no such authority or power - he only holding Sunnund conferring

No 7
1853
Rec'd
PETITION

Conferring on him Police powers.-

As this proceeding of the Veyerudda appeared to be improper and unjust. - The Veyeruddar was directed to put the Petitioner in possession the Veyeruddar or Patells having no authority to act as they had done in this case.

4th At the same time as these persons had been dispossessed just at the commencement of the monsoon, and claimed remuneration for the loss they had sustained, a Punchayet was directed to assemble to make enquiry and report the amount of loss each had suffered by the improper and illegal order of the Veyeruddar, and on their report, the late Collector directed that the amount each had suffered should be made good by the Veyeruddar and he paid the amount Rupees fifty four and annas eight which has been already made over to each of the aggrieved parties in proportion to the amount of loss sustained

Collector.

Report by the Collector of Kaira
No. 151 dated 19th May 1855.

No. 2155 of 1855.

Revenue Department
Revenue & Salt Office
Camp Ahmedabad
4th June 1855.

The Collector Kaira
is requested to state (Vide
Pet. (5)
1st The grounds, relation
in which petitioner stands
to the village, whether etc
land claim, etc.
2d Whether the Petitioner
entitled to be the registered
holder of the Survey
number.
3d Whether the Mamlatdar
ordered the parties to be
ejected.
4th On what account the pa-
tels ejected held their
lands; and in what respect

land

such tenure differed from
ordinary that of students
& soil.

4th Whether there is any
written agreement between
the Superordinate holders
and the Superadvarders or
Superadvarders, if not, what is
in the usual practice?

5th Whether any breach of
the conditions of the tenure
took place either on the
part of the Superadvarders
or the Subtenants.

6th To quote the law or
precedent by which the Col-
lector considered himself authorized to award
damages, through a Sum
charged.—

J. R. Reid

Geo. Smith, Esq.

Received 11th June 1855.—

No 2155
4 June 1855
Rev. Comm. A.D.
PETITION.

5th
10
20 Aug 55.

No 290 of 1855.
Territorial Department
Revenue

Kaira, Collector's
Office 10th August 1855.

The Collector of Kaira has the honor with reference to the information required under Endorsement No 2153 of 4th June 1855 to report as follows answering Paragraph by Paragraph.

1st The Village of Dakor is not strictly speaking an Enam Village belonging to the Petitioner — this Village would appear to have been originally granted for the support of the temple at the Village & the Petitioner is the "Vevutdar" or manager of the Village

for

for the above purpose.—

2. The Patels and Nerwadars alluded to in the Collector's Report are the same.—

3. The parties in possession were not ejected at the desire of the Nerwadars.—

4. It would appear that the parties ejected held their land on no specific title—but according to the "Nerwa tenure" and custom of the country—they having held possession of the land for many years—and having brought the land by labour & money into a proper state of cultivation—as long as they continued—to pay the Rent leviable thereon—were not liable to be ejected by the Collector

is

is of opinion that it would be a very bad precedent recognising any such power in the Nerwadar or Veyvutdar. — From the above the Revenue Commissioner will observe that according to the custom of the country the holders cannot be looked upon as merely tenants at will — which is determinable at the will of the Land Lord, but that as long as they continued paying the amount assessed on their land — they were not liable to be removed at the pleasure of the Nerwadars. —

5. It is not customary for any written agreement to be entered into between the Superior Land holder and

and the subordinate-
holders both enjoy their
rights according to
custom and it would
the Collector is of opinion
be very detrimental to
recognise any power of
the Nerwadars or Veyut-
-dar - that they have
not enjoyed according
to this custom - to eject
parties that had at
great labour & cost
brought land into a
proper State of cultiva-
-tion. -

6. Neither party
Nerwadar or Cultivators
appear to have been
guilty of any breach
of the conditions of the
tenure, the ejection was
an arbitrary & unjust
act of the Veyuta to an
Gunputrow Munohur - &

he

he had no authority for interfering in the matter - this person is doing all in his power to usurp the authority of the Nawadar & appears to consider himself amenable to no authority for his Acts. on the subject of the Veyoutdars claims to this Village enquiry is pending and a report will be hereafter made. -

7. The Collector is unable to quote Regulation or precedent by which the late Collector Mr Elphinston considered himself authorized to award damages through a Punchayet & in his opinion there is no Regulation of Government

and the subordinate holders both enjoy their rights according to custom and it would the Collector is of opinion be very detrimental to recognise any power of the Nerwadars or Veyuvtdar - that they have not enjoyed according to this custom - to eject parties that had at great labour & cost brought land into a proper State of cultivation. -

6. Neither party Nerwadar or Cultivators appear to have been guilty of any breach of the conditions of the tenure, the ejection was an arbitrary & unjust act of the Veyuvtdar Punputrow Munohur - &

he

he had no authority
for interfering in the
matter - this person
is doing all in his
power to usurp the
authority of the Nay-
wadar & appears
to consider himself
amenable to no author
for his Acts. on the
subject of the Veyvutd.
claims to this Village
enquiry is pending
and a report will be
hereafter made. -

7. The Collector is
unable to quote Regul-
ation or precedent by
which the late Collector
Mr Elphinston consi-
dered himself authorized
to award damages
through a Punchayut
& in his opinion there
is no Regulation of
Government

Government giving such power - but that the proper course would have been to direct the aggrieved parties to the Civil Courts - however for the arbitrary interference of the Veyrultdar - the fine imposed was richly deserved. -

Bungalow
Collector

Kania — P
Petitioner

(A petition from Gungaram Ramchandra
to be Swandar of Nasik Deccan for the
5th April 1853 with Collr
reports thereon.)

No 3267 of 1853.

Territorial Department

Revenue

Revenue Commissioner's Office

Poona 22d October 1853

Submitted for the instructions of
Government, the circumstances are fully ex
in the Collector's report. The petitioner
complains that a Mynatdar of the na
of Nasore, which was granted for the supp
of the Temple at the place. He appears
to have already to have ejected certain cul
tivators from their lands, and complaint has
made to the late Collector, Mr Culpeper
that Gentleman ordered a Punchayet to
awarded the sum of Rupees fifty four
& 6 Annas eight, as damages.

2 The award being made without
authority, however decidedly, cannot be up
held, and it would seem that as Mr Culp
alone has now left the service the only
means of meeting the claim is for Government
to sanction its refund.

[illegible]

[illegible]

Revenue Commissioner

55.

From the Revenue Commissioner N.D.
No. 3367 dated 22d. October 1855
Corresponding with the Collr. of Kaira and
Submitting a petition from Cazee Rahimbhoy and
Bhaeerbhai Lambhatia Inamdars of Rachel
Dacor praying for
the refund of Rs. 54.8 being the amount recovered
from him and paid to certain cultivators who were
dispossessed by him of their lands.
(Here enter Rec.d)

S.D.Rec.

No. 5784 of 1855

To The Revenue Commissioner N.D.
To The Actg. Chief Auditor

15th Dec. 55.

copied by

R. J. No. 561.

The Revenue Commissioner S. D. Sub-
=mits for the instructions of Govt, a correspondence
with the Collector of Kaira, consequent on a petition
presented to the former, by the manager of a Village
granted for the support of a temple, appealing against
the interference by Mr. Elphinston with his management of that Village.

2 It appears, that the Petitioner improperly and unjustly dispossessed certain cultivators of their lands, and thus entailed a loss on them, and a Complaint having been made by them, Mr. Elphinston ordered a Punchayet, who awarded Rs. 54. 8 as damages, which was recovered from the Petitioner and paid to the Cultivators.

3 Mr. Fawcett observes "this award being
'made without authority, however deservedly,
'cannot be upheld, and it would seem that
'as Mr. Elphinston has now left the service,
'the only means of meeting the claim is for
"Government to sanction its refund."

Resolution.

Refund sanctioned.

Mll 6 Dec

Ch 7 Dec

8/12/56

12 Dec 56

Rec'd 25 Dec 55.

From the Revenue Commissioner N.S.

No. 3367 dated 22 October 1855

Submitting a petition from Caudu Kadi and Brahmin Caindatan Swamidas of Pushal

Dacoon praying for the refund of Rs. 58.0, being the amount levied from him and paid to certain cultivators who were dispossessed by him of their lands.

(Sent Enter Rec'd)

S. S. Rec

No. 5784 of 1855

To The Revenue Commissioner N. S.

To The Acting Civil Auditor.

12th Dec. 55.

The Revenue Commissioner S.D. sub-
mits for the instructions of Govt, a correspondence
with the Collector of Kaira, consequent on a petition
presented to the former, by the managers of a village
granted for the support of a temple, appealing against
the interference with his management of the Village
by Mr. Elphinston

2 It appears that the Petitioner improperly and unjustly dispossessed certain cultivators of their lands, and thereentailed a loss on them, and a Complaint having been made by them, Mr. Elphinston ordered a Punchayet, who awarded Rs. 54. 8 as damages, which was recovered from the Petitioner and paid to the Cultivators.

3 Mr. Fawcett observes "this award being "made without authority, however deservedly, "cannot be upheld, and it would seem that "as Mr. Elphinston has now left the service, "the only means of meeting the claim is for "Government to sanction its refund."

Resolution.

Refund sanctioned

Mr. Secy
Wm. Secy
8/12/51

Rs. 12 Exempt

Revenue Cruiser 1855-

a/12 December 1855-

Ft 0566 : 69

Died in the Diary by Keshaw

1855

No. 49.

No. 9

Lands

Kaira

Hurgovun Doongur

Former proceedings Vol. 199 of 1850

Revenue Cruiser 1855-

a/12 December 1855-

copied in the Diary by Keshaw
Compiler

1855.

No. 49.

P. D.

Lands

Kaira

Hurgovun Doongur..

Former proceedings – Vol. 199 of 1850

No 467 of 18

Territorial Depart

Revenue.

From,

Alexander Elphinston, Esq

Collector of Kaira

To

C. E. Fraser Fytler, Esquire

Officiating Secretary to Governm

Bombay

Kaira, Collector's Office

Camp Neriad 21st December 18

Sir,

Shah Surgovun Dowjee of the Town of Kaira, Talooka Matar Kaira Collectorate, having petitioned, for payment of the arrears, "Kothlee-Sauth" * alleged to be due to him from the village of Sadra, Talooka Matar, Kaira Collectorate, and for the continuance to him of the payment of that allowance in future

* Rental of Land resumed by Government paid to private Individuals.

may to submit a brief summary of the correspondence which has taken place on the subject of his claim, and request that the Right Hon'ble the Governor in Council will be pleased to reconsider his case. —

2nd It appears that the Petitioner's claim was thrown out in 1850 by the Civil Court for his non-observance of the Stamp-Regulation, and it is therefore optional with him to file a fresh action against the Collector, but instead of doing so, he prefers, (to save himself and Government the unnecessary expense of litigation) to have his claim settled by the Collector and I have induced him to agree to give up his deed of mortgage on his receiving from Government

the

=gage money namely [redacted]

Rs 266. 13. Rupees two hundred, [redacted]
and Annas thirteen, and the
unpaid arrears for the last [redacted]
years amounting to Rupees fou
(Rs 1144. 5. 4. hundred forty four, Annas five
and Pies four. — If these terms be
not accepted by Government t
claim of the Mortgager on the
land and that of his heirs wi
remain as a perpetual drain
on the Revenue Government
derives from the Village. —
3ly The large amount of
"Kothlee Sauth" yearly paid
by Government to other holder
of this rent, might easily be
proved by the Mortgager in
this case to show that it has
always been a recognized
payment in other cases,
& cannot therefore be justly dis
=puted in the present case.

W.T.L.

With due deference to the sentiments of Government conveyed in its letters No. 6742 dated the 9th of November 1849, and No. 386 dated the 14th of January 1850, I beg to observe that after a careful perusal of the correspondence in this case, I am respectfully of opinion that the Plaintiff's claim would be upheld in the Civil Court under Clause 1. Section I Regulation VI of 1833, and that it would therefore be preferable to accept the terms agreed to by the petitioner, (to grant a release on the liquidation of his Bond), rather than allow him to seek a decision with costs against Government.

Seeing no chance of the petitioners' claim being successfully resisted in the Civil Court, it is only with the view

of

Page 105
No 220/49
Page 67
No 17 of 50

of avoiding an unnecessary ex-
=pence being entailed on Govern
=ment, & suffering the discredit
of defeat I have deemed it my
duty to submit the case for the
reconsideration of Government,
and if I have erred in doing so,
I hope, I may be excused for
having ventured to express to
Government my anticipation
of the probable result of an
action in the Civil Court.

I have the honor to be,
Sir,
Your most Obedient Servt

Alex. Elphinstone
Collector

Encl (No Arrowsmith)

Letter from the Collector of Kai
To the Offg: Secretary to Governm
in the Revenue Department,
No. 467.- Submitting a summar
of previous correspondence
ending

Page 73
Vol 177/55

Enclosed with the letter No. 921 dated the 31st of August 1850 from the acting Collector of Kaira to Government on the subject of the claim of one Furgovun Doongur of Kaira, Talooka Matur, Kaira Collectorate to an annual payment called 'Kothlee Saath" from the Village of Sadra, Talooka Matur, and recommending that the Mortgage deed on which the claim rests should be redeemed by paying the amount of mortgage and the arrears for the last eight years. —

Read 11th January/55

Summary of correspondence on the subject of the claim of Hungoorun Doonjee to an Annual "Nuttlee Sauth" payment or Compensation to him for land resumed from his father by Government.

1st The Putels of the Village of Sadra, Talooka Matur, Kaira Collectorate, during the time of the preceding Native Government mortgaged ten & a half Beegas of land within the bounds of that Village for Rupees Three

Rs. 315..... Hundred & fifteen to one Doonjee Bhoodur of Kaira, who as stipulated in A. D. 1801/2 in the mortgage-bond, was to receive

Rs. 61..... an annual payment of Sixty one Rupees, as the rental of this land from the Putels, until the amount of mortgage was repaid & the engagement cancelled. The Mortgagee & his Son accordingly enjoyed this payment for a number of years. In 1844, the mortgagee

Second

Second son Vumul Doraiyan* made a petition to the Collector of Jaffna [N. Kirkland, Esquire] praying that he might be allowed to extinguish (his brother) the son of the Mortgagee's claim to fifty one Rupees annually, by getting an annual payment made to himself by Government of Thirty Rupees. There must have been enmity between the brothers when the younger wished to injure the elder by supplanting him, & cutting off his (Mortgage). Instead of recommending this inequitable compromise, Mr. Collector Wetherall proposed in a letter No. 12 dated the 5th of January 1847 to the Revenue Commissioner of the Northern Division, that the full amount of the Mortgage should be paid off to the Mortgagee from the Government Treasury,

and

* The mortgagee left two sons Vumul & Aruyoonum - the latter inherited this payment.

Rs. 61. ---

Rs. 30. ---

and the sole proprietory right of Government to the land be secures to Government. Before submitting this proposition to Government the Acting Revenue Commissioner Mr. Langford called for further information, in a further communication No. 329 dated the 16th of September 1847 the collector explained that during the time of the Native Government, the management of the Government interests in Villages was entrusted to Putels who were responsible to Government for the stipulated amount of revenue, and that the Putels as Farmers of the Revenues of their Village under the lax supervision of the native Government used to sell or mortgage the Government lands whenever they required money to meet deficiency

No. 61
9th January 1847

deficiency in the amount of their Farm of the Village Revenue, or for their domestic wants or necessities, and that probably the land in this case was so mortgaged in Summut 1858 A.D. 1801/2, and was now stated by the Patels to have been originally "Pulput" or Government-but that they could not know whether it had paid any revenue to Government previously to its mortgage.- That on the cession of the districts [of the Kaira Collectorate] to the Honorable Company, a large quantity of alienated lands was resumed from private holders by Government, for an annual money-payment to them [under the denomination of "Kothlee-Sauth") as compensation to these holders, that it

it does not appear that the
claim of the mortgagee in
this case, was ever enquired
into, & recognized by the
Collector or his subordinates
but that the mortgagee & his
son Sturgovun were shown
to have enjoyed the annual
money-payment from the Village
and District Government Trea-
B. Rs. 61. .... =sury of Babasye Sixty one
[equal to Company's Rupees
C's Rs. 55. 8. 8. fifty five, annas eight and
pies eight] from Summut
1874 to 1902 A. D. 1817/18 to 1845/46
2d In furnishing the above
information Mr. Collector has
expressed his opinion that
the annual money-pay-
=ment from the land in
this case, could only be
resumed by discharging the
amount of mortgage obligation
B. Rs. 315. .. .. namely Babasye Rupees Three
hundred and fifteen, equa

to Company's Rupees two hundred
eighty six, & annas thirteen. C/ Rs 286. 13.

In reply to a further re-
ference No. 1,554 dated the 27th Page, 151
of September 1847, from the
Revenue Commissioner Northern
Division, - Mr. Webb stated No. 251.
3d June 1848.
that the amount "Kathlee
South" payments in the
Naira Collectorate amounted
in the aggregate to Rupees
Thirty two Thousand, nine
hundred, and eighty eight, Rs. 32,988-9-7.
annas nine, & pice seven,
and that in the majority
of such cases, the claims of
the Mortgagee holders of
lands to the "Kathlee South"
or rental thereof, when Go-
vernment summarily re-
sumed the land, were ad-
mitted without any investi-
gation into the validity of the
titles of the parties in receipt
of these payments, from the
time

Time of the preceding native Govern-
-ment.-

No 1205.-
21st June 1848.-
Page 241
Vol 166/48

4th In submitting the above Correspondence to Government, the Revenue Commissioner, Northern Division (D. A. Blane, Esquire) expressed his Surprise at Such large Sums of money having been continued to be paid for many years, "without any investigation" and observed that allho' these payments could be with held and legally disputed in civil courts, on "principle of equity" Such claims Should now be treated according to the Regulations applicable to those relating to Lands, namely Regulation XVII of 1817 X of 1831 & VI of 1833.-

5th With reference to the claim of the Mortgagee in this case, Government observed† that it was founded on a private agreement between the Village Vakils, & Mortgagee, & consequently not binding on Government, but before pronouncing a final decision on it, called for further information.-

+ I venture to dissent from this opinion, because the preceding native Government not having forbidden, & considered illegal such engagements, & the Mortgagee by the existing Law, if not also by equity, being entitled to the repayment of the loan he granted the Vakils before the land they Mortgaged to him, for this loan, can be resumed.-

† No 5055.
28th August 1848
from G. G. Timsden, Esquire, Secretary to Government -
To, D. A. Blane, Esqr, Revenue Commissioner, Northern Division -

No 41.

27th January 1849.

Page 1/1

16/1/49.

In his letter No 41 of 27th Janu-
ary 1849, Mr Collector Webb reported
that the village Pitels had executed
the mortgage-deed, and that in a
suit instituted against them, by
the mortgagee, in the adawlut
at Kaira, & tried on 12th March 1818,
by Mr Register W. Lumsden, the
validity of the mortgage deed was
established by the evidence of the
attesting witnesses, & acknowledge
-ment of the Pitels, and a decree
for some arrears of the stipulated
annual payment was awarded
against the Pitels; that from these
facts, and the observation made
by the court in that decree that
the claim was one against the
village i.e. the State, and also
from the fact of payment having
been made from the Government
Treasury since Samvat 1874 -
A.D. 1818/19, the Collector was of
opinion that the claim of the
mortgagee would be upheld by
the civil court, and repeated his
opinion that it could only be
settled

settled by discharging the amount of Mortgage as originally recommended.

Page 211
Vol 169/47

7. With reference to a letter No. 258 of 6th February 1849, from the Revenue Commissioner Northern Division calling for further information, and observing that the Court's observation in the decree that the claim was one against the Village, was a casual one, and that as the mortgagee in this case had never had possession of the land, his claim was different from the ordinary acceptance of the term "Nekhee-South." In reference to the above communication, Mr. Collector Webb replied that the land in this case, was under the management of Government and that the rental was collected by Government officers, and a part of it paid to the mortgagee, and the balance credited to Government that the mortgagee received the dues direct from the village only up to A.D. 1840, that it was only since

No. 116.
4th April 1849

that the payment was for the first time made from the Government's District Treasury.—

On the 9th of May 1849, Mr. Collector Webb Submitted a Statement showing that the total quantity of land in the Kaira Collectorate, for relinquishing charge of which compensation was yearly paid to Aboregnal holders, was Beegas 45162-14 Wissa and 2 Wiswasees yielding to Government an annual Revenue of Rupees Eighty Seven thousand, Eight hundred, and fifty five, Eight Annas, & three pies, of which Rupees Thirty four thousand, and ninety four, three Annas, & two pies, were yearly paid as compensation to the original Mortgagees & purchasers leaving a Surplus balance in favor of Government of Rupees Fifty three thousand, seven hundred, & Sixty one, five annas, & one pie.—

In Submitting this Statement, Mr. Webb observed that the parties receipt of these payments could

as 0:
~~Rs.~~ 87,855. 8. 3.

as 0:
~~Rs.~~ 34094. 3. 2.

as 0:
~~Rs.~~ 53761. 5-1.

not be induced to relinquish their claims on any terms, and that their title could not be disputed under Regulation VI of 1833.— If however by purchase the Mortgage Bonds could be redeemed, & the land set free for Government, it would be politic.—

9th In a further letter No. 1083 dated the 5th of June 1849 from the Revenue Commissioner of the Northern Division (A.N. Shaw, Esquire) further information was called for, and in reference to that communication Mr. Webb reported that, in the Khedas or Registers of fields (which were prepared for the first time in Samwat 1875 A.D. 1818/19.) there are 12¼ Beegas of land entered as "Wanta Dodhya" "Sirhar Sauthelee" (resumed by Government for a commuted money payment) of which 3 Beegas 1¼ Wussas was the property of a "Girasia" who had for many years received, & still receives Compensation for the same, and the other 9 Beegas 9 Wussas 3¾ of land as the

No. 283.
1st August 1849.

share of Government was held in mortgage by Doongur Bhoodur; the latter parcel of land has however since A.D. 1823/24, been entered in these Village Khurdas or Register of fields as "Sulput" or Sirkaree (Government).— In the "Nummonas" or Statements prepared from these Village Khurdas, 9¼ Beegas are entered as Government land mortgaged, and 3 Beegas as Nanka; but in the Survey record the whole (Beegas 12¼) is entered as the property of a number of Girasias.— From such discrepancies in the entries in the public records of the Village (in the native language) Mr. Collector Webb observed that he doubted whether the land could be proved to have once been the property of Government.—

10th That althó the mortgagee had never had possession of the land, he received its rental from the Putels, and subsequently from the District Government Treasury, and therefore some arrangement

(tho' not on record) must have taken
place between these three parties, but
that evidence existed to prove 34 years
enjoyment by the mortgagee & his son
of the annual payment.- That no
accounts of the village for the years
previous to A.D. 1818/19, were forth-
coming altho' the District was ce-
ded to the Honorable Company in
A.D. 1806/7.-

11th Without awaiting the final
decision of Government on his claim
the Mortgagee's son Surgovun in-
stituted a Suit against the Collec-
tor of Kaira to prove his title to the
annual payment claimed by him
of which the payment had been
recently with-held, & to recover the
arrears due to him; & in handing
up the plaint to Government, Mr.
Collector Webb after having recapitu-
lated the substance of the above
correspondence, observed that as
the Mortgage tenure of the land
in this case, was not recognized
by Regulation I of 1823, & preceding
Regulations, the Kaument could

No 284.-
1st August 1849.-
Page-

have been discontinued at an earlier period, but that the Collectors neglect to do so would be held by the Civil Court in favor of the claimant;- and in reply to a Memorandum № 5107 dated the 17th of August 1849, and its accompaniment № 52 of 13th Idem, from the Remembrancer for Legal affairs, the Collector Webb reported, that, the Mortgagee's son Ferguson (then) refused to relinquish his interest in the land either by receiving the amount of his Mortgage, or to accede to his younger Brother's proposal (that the amount of the mortgage should be paid to the mortgagee by this younger Brother, provided Government agreed to pay him annually a moiety of the Sum that used to be paid to the Mortgagee). The Collector also stated that the descendants of the Mortgagee refused to redeem the land from Mortgage.-

12th The Remembrancer for Legal affairs assumed the land to have been originally Government pro-

№ 89.
29th October 1849.

property; questioned the author
of the Pitels to mortgage it, and
observed that the decision of th
Kaira adawlut in 1818, could be
urged in evidence against the Pitel
& not against Government; and tha
the Plaintiff ought to prove a speci
title to the payment.

No. 6742. 13th In forwarding copy of the
9th November 1849. above Report, the Collector was in
=formed that "His Lordship in
"Council wishes the important qu
"=tions at issue in this case to be
"decided so as to preserve in tact wh
"=ever the Plaintiff may be entitle
"to according to the peculiar Tenu
"& usages of the Province, & at th
"same time to protect the just in
"=terests of Government and guar
"against the establishment of a
"precedent not warranted by equi
"You should therefore, carefully
"watch the proceedings, & from ti
"to time give your Vakeel such
"=structions as you may deem neces
"to ensure the case being decide
"according to its merits, without

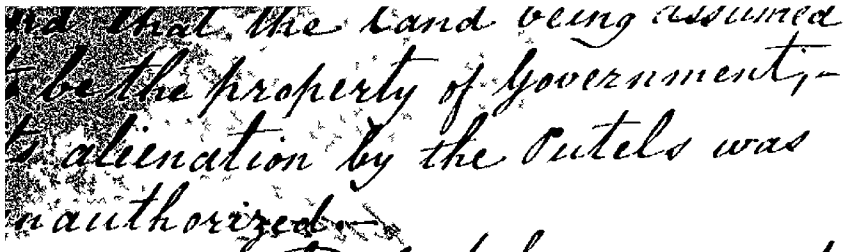
reference to the probability of the result being favorable or the reverse to Government."—

With reference to the above instructions, the First Assistant Collector of Kaira in charge (A. B. Travers, Esquire) pointed out to Government that the Land could not be proved to have been the property of Government, nor could the validity of the Mortgage-deed be disputed as it was duly registered in the Kaira Collector's office in 1816, as required by Regulation II of 1814, and the land was then recognized as "Nukree" or rent free property.— Mr. Travers further represented that the Ryots of this Village had mortgaged other lands in the same manner as the one forming the subject of this plaint, & that the annual payments were continued & be made to the Mortgagees from the Government Treasury.— Mr. Travers further observed that the Survey record cited by the Plaintiffs in evidence in his favor, was signed by

No. 471.
29th November 1849.
Page 51
Vol 199/50

№ 386.
14th January 1850.-
P67 Vol 199/50
† Page 305
Vol 220/49

by the (European) Survey off
and could not therefore be satisfa
15th In reply to the above refer
Mr. Travers, was referred to the Gove
-ment — instructions of 9th November
1849 № 6/42, and was directed t
point out to the Court, that th
Survey record could not be ad
-mitted as evidence in Plaintiff
favour, as the Signature of the Surv
officer on that document merel
proved its identity, but not tha
"the whole of the details were
entered on authority as having
been conclusively ascertained
Government further observed tha
"the inference that the land was
Government land — — — —
— — was irresistible," because
had it been the property of Girasi
its appropriation by the Putela
would have been disputed by
them, and that the strongest
point in the case, was that
Government was no party to t
engagement with the mortga



and that the land being assumed to be the property of Government, its alienation by the Putels was unauthorized.—

The suit however was not decided on its merits, but struck off the file in consequence of the plaint not having been presented on a stamp of the full proper value as laid down in the Regulations. Therefore the Plaintiff is not debarred from filing Suit against Government, if the question be not previously settled by amicable adjustment.—

No. 921.
31st August 1850.
From G Prendergast, Esquire, Acting Collector of Kaira.—
To Government.—

Alex. Elphinston
Collector.

Kaira, Collector's Office,
Camp Nowad— 21st
December 1850.

Compd
Mollarao C/o

No 108 Gross.
J. D. Ch.

Copy of a letter from the Coll.
of Revenue at Leeward Islands, of the 21st Sept.
relating to the Provision to be provided for the Support
of the Remembrancer for Legal
Affairs with a Report thereon
of the Bd of 21st Sept. 1800.

C. Off. 72.
Vol 199/150.

BC
11 Jany/55

No. 16 of 1855

Territorial Department

Revenue

To.

H. Young Esquire

Offg Chief Secretary to Govern

Sir,

I have had the honor to receive

Mr. Acting Secretary Tytlers reference No. 108

of 1855 dated the 11th January with its enclosure

2 On reconsideration of this case

I am disposed to recommend that Mr Elphinsta

be instructed to make the settlement he proposes.

I am still of opinion, as I have

before stated to Government, that the land in

question was originally Tulput land and that

Patells had no right whatever to burden it with

a rent charge. Yet as a matter of fact, the

alienations of Tulput land by Village Patells

has been very common, and Taychenia and

Jeromee

Grants which are respectively the results of such unauthorised sales and mortgages, have been since Regulation X of 1831, admitted into the list of tenures recognised by law. Considering moreover that this particular mode of charging Sankara land has (according to Mr. Travers and Mr. Webb) been very common in the district and recognised by the district authorities. I do not think it likely the Adawlut would hold that the transaction originated in such a fraudulent manner as to deprive the mortgagee of the benefit of his long prescription.

Bombay
16th. April 1855

I have the honor to be
Sir
Your most obed. Servt.

W. Howard

Remembrancer for legal affairs

Resolution on a letter from the Rev[d] for Legal Affairs, N. 16, dated 4 [illegible] relative to the claim of Surgeon Dawgue to [illegible] compensation for land reclaimed from his father by the

(Peter Resolution)

N. 1824 [illegible]

H. E. Pedersen

To,
His Excy the Gov[r] of Bacoia. with Copy of the Minister's letter.

N[o]

To,
The Rev[d] for Legal Affairs.

N[o]

To,
The Chief Auditor, with Copy of the Minister's letter N. 16 of 3 Dec[r] 54.

Bacoia May 55

Fiscal

* Letter of the Minister's Office N. 16 of 3 Dec[r] 54.

Copy of Letter

On the 21st Dec 1854, Mr Elphinston of Kaisa submitted to Govt a summary of previous correspondence relative to the claim of our Burgoveen Dowgur to an annual payment called Rotha Sauthi from the village of Sadra in the Mahee Kanta, and recommended that the mortgage deed on which the claim rests be redeemed by the payment of the amount of original mortgage money, viz Rs. 266.13.. and the unpaid arrears for the last 8 years, amounting to Rs 444.15.4.

2 The Legal Remembrancer to whom a reference was made recommends the proposed settlement.

No 3972

Resolution

His Lordship in Council authorizes the settlement proposed by Mr Elphinston and recommended by the Legal Remembrancer

Ex Dep 23.

27/4/56

Sec to Govt 5 May 56

C.49 L

Revenue Cases 1853

No 3971 C 73

Copied in the Diary by Jenny Boyce
and Compared by
Maud Kidd

C 49

Revenue Cases 1853

No 3971 C 73

Copies in the Library by Henry Peters
and Companies by
Marcus Hand

1855.

№ 1273

K. D.

Sands

Kaira

Manecklall Umrethall.

No. 267 of 1855.

Territorial Department

Revenue.

From, John Robley Morgan, Esquire

Collector of Kaira.—

To, Edward Gordon Fawcett, Esquire

Revenue Commissioner,

of the Northern Division

Poona.

Kaira, Collector's Office,

August 3d. - 1855.

Sir,

With reference to your Goozerattee endorsement No. of the 26th June 1855. on report on the Petition of Maneckdall Umrutdall, claiming 7 Beegah of Land Rent-Free in the Village of Phenow Purgunnah Mehoonda I have the honor to submit the following report on the subject it appears that the father of the present Petitioner - by name Umrutdall Bogedall was in th

the enjoyment of 7 Beegahs of Rent Free Land in the Village of Phenow Purgunnh Muhonda, regarding which land enquiry was made by Mr. Mills in the year 1883 Sumvut A.D. 1826/27, who decided, that as it appear-ed the Patells of this Village had mortgaged this portion of Land without any valid right, but that the holder had received it in mortgage, he was to enjoy it for 9 years - paying Government one Rupee per Beegah for the same, after which the Land was to be con-sidered as Government, and be assessed. -

2. After this in Sum-vut 1887. A.D. 1830/31. further enquiry was made by Mr. Lumsden, who decided that the holder was to enjoy this Land Rent-Free, till such time as Government paid him

Rs 58. 8. " him or his heirs- Fifty Eight
Rupees and Eight annas- after
which the land was to be assess
-ed according to capability.-

3. In 1845 the above two
Arrangements were brought
to the notice of the then Collector
who on enquiry found that the
land was entered in the Village
Registers at the estimated
Rs 13. 8. " value of Thirty Rupees & Eight
annas for the whole land-
& as the parties Cultivating
only paid to the owner of the
Rs 7. " " land Seven Rupees- or at the
Rs 1. " " rate of one Rupee per Beegah.
directed that they should pay
the full amount, at which the
land was estimated viz. Thirty
Rs 13. 8. " Rupees & Eight annas- to the
Rs 7. " " owner- Seven Rupees of which
was to be considered as his Rent
Rs 6. 8. " & the balance. Six Rupees and
Eight annas- was to be counted
as instalments in part payment

the enjoyment of 7 Beegahs of Rent-Free Land in the Village of Phenow Purgunnh Muhonda, regarding which land enquiry was made by Mr. Mills in the year 1883 Sumvut — A.D. 1826/27, who decided, that as it appear-ed the Patells of this Village had mortgaged this portion of Land without any valid right, but that the holder had received it in mortgage, he was to enjoy it for 9 years — paying Government one Rupee per Beegah for the same, after which the land was to be con-sidered as Government, and be assessed. — Rs 1. " . "

2. After this in Sum-vut 1887. A.D. 1830/31. further enquiry was made by Mr. Simsden, who decided that the holder was to enjoy this Land Rent-Free, till such time as Government paid him

Rs 58: 8- " him or his heirs- Fifty Eight
Rupees and Eight annas- afte
which the land was to be alter
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directed that they should pa
the full amount, at which the
land was estimated Viz: Thirty
Rs 13- 8- " Rupees & Eight annas- to the
Rs 7- " - owner- Seven Rupees of which
was to be considered as his Rent
Rs 6- 8- " & the balance Six Rupees and
Eight annas- was to be counted
as instalments in part payment
of

of the fifty eight Rupees & Eight annas which ought to be paid by Government to redeem the land - and that on the above amount of Rupees Fifty Eight and Eight annas being thus paid - the land was to be assessed & the full rates be realised by Government, and against this order it is that the Petitioner appealed to the Revenue Commissioner -

Rs 58- 8- "

Rs 58 8- "

4. From further enquiry it appears that the owner has only been in the habit of taking Seven Rupees for the land from the cultivators & I am of opinion that the order of the Collector of 1845 was illegal, & not in accordance with the decision of Mr Sumeden respecting this Land - it appears to me that Government had nothing whatever to do with the Rent obtained by the owner -

Rs 7- "

he

he having been acknowledged
as such by Mr Sumsden, & that he was at liberty to let out his Land to the best advantage & to make the best arrange-ment he could; & that it would be unjust even supposing that he had obtained ten times as much Rent as he appears to have received - to resume the Land without payment of the Sum settled by Mr Sumsden, & I have therefore to request that you will obtain the Sanction of Go-vernment to the payment

A.
58-8-0 of Fifty Eight Rupees Eight annas to the Petitioner by name Manecktall Umrit-tall when the Land will be resumed - or that he be allowed to hold the 7 Beegahs on the same terms as before 1844. -

5. I however would beg to recommend that the payment of the money be sanctioned in preference to the grant of the land.—

I have the honor to be,
Sir,
Your most obedient Servant,
J. Morgan
Collector.—

Kavia
Petitio.

(Kaira Collector's letter, No. 269 of
August 1855.)—

No. 2827 of 1855.

Territorial Department
Revenue.—

Rev. Comr.'s Office, Poona,
18th August, 1855.

Submitted to Government, and the proposition in para
graph 5, recommended for sanction.

[signature]

Revenue Commissioner, N.D.

[signature]

From the Rev. Comr., N.D., No. 2827 dated
18th August 1855, forwarding letter from Collector
of Kaira and recommending for sanction the pay
ment of Rs. 58. 8. "on account of Assessment on certain Lands
in the village of "Phenow" in the Talooka of Parie
jumna of that Collectorate.——

Red Ink No.	Subject.	Secretary's Opinion.	Orders of Government.
1	2	3	4
4422 D	Memorandum from the Revenue Commissioner, Northern Division No. 2827, dated 18th August 1855. Submitting a letter from the Collector of Kaira, requesting sanction to the payment of Rs. 58. 8. 0 to Maneeklall Umutlall on account of a piece of rent free land which is proposed to be resumed from him.	Acceptance H.P. 5 Sept 55	Ep 6th MM. CR 7/9/55 Sp. D. Sept 10/55

Orders of Government	Secretary's Opinion.	Subject.	d Ink No.
	Rec'd on a Memo: from Dep't as in Col: 2 of preceding page (Enter Rec'd as in Column 3 of Letter) No 3780 of 1855 J. G. A. To The Rev. Com'rs &c. The Comp'r Auditor. 10 Sept'r/55 W.P.	Revenue Law 1853	

1855.

No. 1062. P. D.

Lands

Kaira

Patel Jeeve Abheyram Nuthoobhoee

206.

Orders of Government.

(Rec^d on a Memo: from Y^rs as in Col: 2 of
preceding pages
(Enter Rec^t as in Column 3 of ditto)
No 3780 of 1855
I. G. R.
Do Do Rev. Lombard D.D.
The Board Auditor.
No. 1[illegible]
[illegible]

Subject.

Revenue Grant 1853.

Red Ink No.

C. Spedding Esq^r
Curragh

C. Spedding
Curragh

1855.

No. 1062. R. D.

Lands

Kaira

Patel Jasee Abheyram Nuthoobhace

№386 of 1854

Persian Department
16 March 1854

Substance of a petition from Patel Jovee Abhey-
ram Nathoobhace, of Mouje Dumtalee, Purgunna
Matur, Zilla Kaira to the Right Honble the
Governor in Council dated 6th and received 14th January
and order for translation 28th January 1854.—

That within the boundaries of the
above village there is a piece of Sheree land to the
extent of 100 Beegas belonging to my family.— I have
at an expence of a large sum of money, made a wa-
The Collector of Kaira on establishing a new rule
imposed a Cess upon each Beega of the above land.—
I therefore made a petition to the Revenue Commis-
sioner, but to no effect.— I therefore submitted a petition
to your Lordship in Council, but it was returned
by endorsement on the 28th July 1852 in which I have
been desired to apply again to the above Officer.— &
accordingly made a petition to him on the 6th September
1852 but I received no answer to it.— I again submitted
a petition to your Lordship in Council on the 7th Septem-
ber 1853 to which in reply I was again referred to
Revenue Commissioner.— On my applying to the abo
Officer, he informed me that no other order than the
one issued on 4th August 1851 could be issued, and beg
to state that the above order of the 4 August 1851
does not Contain an answer suitable to my petition.
I therefore wish to appeal to a superior Court, w
is that of your Lordship in Council.— I have there
herewith forwarded all the papers, the petition &c

Sheree land

Nassau 10 March 54.

To the Revenue Commissioner with indorsement & a copy of the decree passed by the Court of Exchequer to show that the land belongs to me. Beg to observe that the defendant in the case, who failed to establish his claim may have falsely stated to the Collector that the land belonged to him, and he believing his false statement may have issued an order of which I know nothing, but I am the proprietor of the land, and have the papers with me & also hold the possession of it. The other claimant never possessed the land for a single day, and Government has enacted Regulations with a view that justice may be administered to the people. I therefore request that your Lordship in Council after making an enquiry according to them, will grant me redress.

I have the honor
to be
Your Lordship's
most obedient
humble servant
A Thurburn
acting Secretary
in Charge Bd Agt.

C.O. 23

No. 1433 of 1854

TERRITORIAL DEPARTMENT, Revenue

Forwarded to the Revenue Commissioner S.D.

for Report (to be written below)

By order, &c.

R.J. Adair Secretary to Government.

Bombay Castle,
17 March 1855.

N. B.

As the Petitioner's Accompaniment to this reference has to be recorded in the Deputy Secretary's Department, the Secretary has been directed to enjoin that it be returned to him uninjured, with the required Report.

No. 2309 of 1855

Original Petition, Revenue

Revenue Commissioner's Office,
Poona 22nd June 1855

In investigation of the claim pre-
-ferred by petitioner, the Revenue
Commissioner begs to submit for
the information of Government
No. 156, copy of a report from the Collector
of 21st ultimo, dated 21st ultimo.

2. On investigation the Collector
submits the following report

2. "It appears that the land re-
-ferred to in the above petition

"was entered on the Register of the
Village of Smithville, Burlington Quaker,
"on the name of Hannah Jones, widow
of the Honorable Benjamin, by name
Ladies Common, who died without
"issue, that in pursuance of the subject
Enquiry by the Assembly Colonial Mills
in 1727, when it appeared that the land
in question was reserved apart
of the Province as unappropriated land.
"Subsequently, laid by the name of Ladies
Common, as "Common Meadow",
"which Grants were not recognized
"by the Laws then in force, Regulation I
of 1783, and Henry Jones the name men-
tioned Benjamin, Jones, appointed to
"have an undivided title to the lands, but
"in consideration of the money advanced
"on it, and the expenses incurred in
"building a mill, he was allowed an
"action on the 7th of March 1797, that the
"above named Hannah was to be al-
"lowed to enjoy the land rent free
"during her life time, and that on
"her death the land was to be vested
"according to the Custom of the Village.

She

P. 2 to 60

Name of P

"The knowing died on the 3.d December
"1849, the then first assistant Collect
"in charge directed that a portion
"of the rent, or value of the produce
"of the Land for 1849/50, due up to
"the date of the death of the last oc-
"cupant, should be made over to
"her heir, and the other portion
"due from that date up to the close
"of the Official year, was to be credited
"to Government, and that, from
"the year of Samvat 1907. A.D. 1850/51
"the Land was to be assessed and
"the whole amount of Assessment
"was debited to Government. At first
"the petitioner made no complain
"against the latter part of the order
"but only complained of that part
"of it, which directed the division
"between Government, and the heir
"of Last Incumbent of the rent or
"value of the produce for the year,
"in which the Last occupant of the
"Land died, stating that in such
"cases the heirs of deceased holders
"of alienated Lands, were allowed
"to enjoy the whole produce of the
"year, in which they died, and as
"such

such was found to have been the
case, the Government demand
on account of the rent of the lands
for a broken period in A.D. 1849/50.
was at last relinquished by order of
the then acting Collector dated the
13th of February 1851, and the petitioner
as heir of the last occupant was al-
lowed to enjoy the whole of the pro-
duce of the land for the above year,
which was all that he then claimed,
distinctly acknowledging in his
deposition which accompanied
the Pargana Mamlutdar's report,
No 50, dated the 4th of June 1850, the
right of Government to assess the
land, after the death of his fathers'
aunt, Amil, the last Incumbent.
A Panchayet appoint-
ed to Examine the land and fix
rates thereon, according to its ca-
pability assessed it at 294 ¼ Rupees.
when the petitioner was asked if he
would like to rent the whole or any
portion of the land, but he declined
to do so, and said that he was wil-
ling that it should be left to his
father's before his adoption Anoopram

Narbheyram

further they state - On this occasion
he did not raise the question of
rent-free title to the land.

4 The Petitioner subsequently
made a petition on the 28th of April
1851, to the Revenue Commissioner
R.D. claiming the land as being
his ancestral property and dis-
puting the justice of Mr. Mills' de-
cision on the false ground that
his father and, and, had never
had possession of the land, and
consequently she could not ent-
ter into an engagement with the Sir-
kar to make over the land to the
Sirkar on her death - whereas on
a deposition sworn by this person
before the Manbhúm of Mahúr,
he acknowledges that and had
possession of the land up to her
death.

5 On the above petition, the
acting Collector reported, under
date the 24th of July 1851, to the above
effect and added that as Mr. Mills
order to resume, & assess the land
for the benefit of Government on
the death of last occupant, and
based on the old Regulation I of 1793
it could not now be disturbed

and

"and that if Petitioner had any claim
"the land he ought to have preferred
"some years ago. The Revenue
"Commissioner of the N.D. concurred
"in this view, and informed the Peti-
"tioner on the 4th of August 1857, No. 49,
"that his claim was inadmissible.
"6. Translation and copy
"of the decree of the Sudder Adawlut
"Adawlut dated the 9th October 1830,
"is herewith transmitted, it merely
"recognises Nuttoobhaee (Petitioner's
"adopting father) as the heir of Lad-
"Echaraam, in preference to the wid-
"ow of the latter, - and as such entitled
"to inherit his (Ladha's) property.
"Had therefore the petitioner any
"valid claim to the land in question
"he should have enforced this decree
"against Aoul, in whose possession
"it was until her death in 1849/50
"whereas he has now for the first
"time brought forward his claim to
"this land.
"7. From the above it will be seen
"that the Petitioner has no valid
"title to the land claimed by him Reg. X of 1833
"regarding Vechraa Gyraneea VI of 1832
"land.

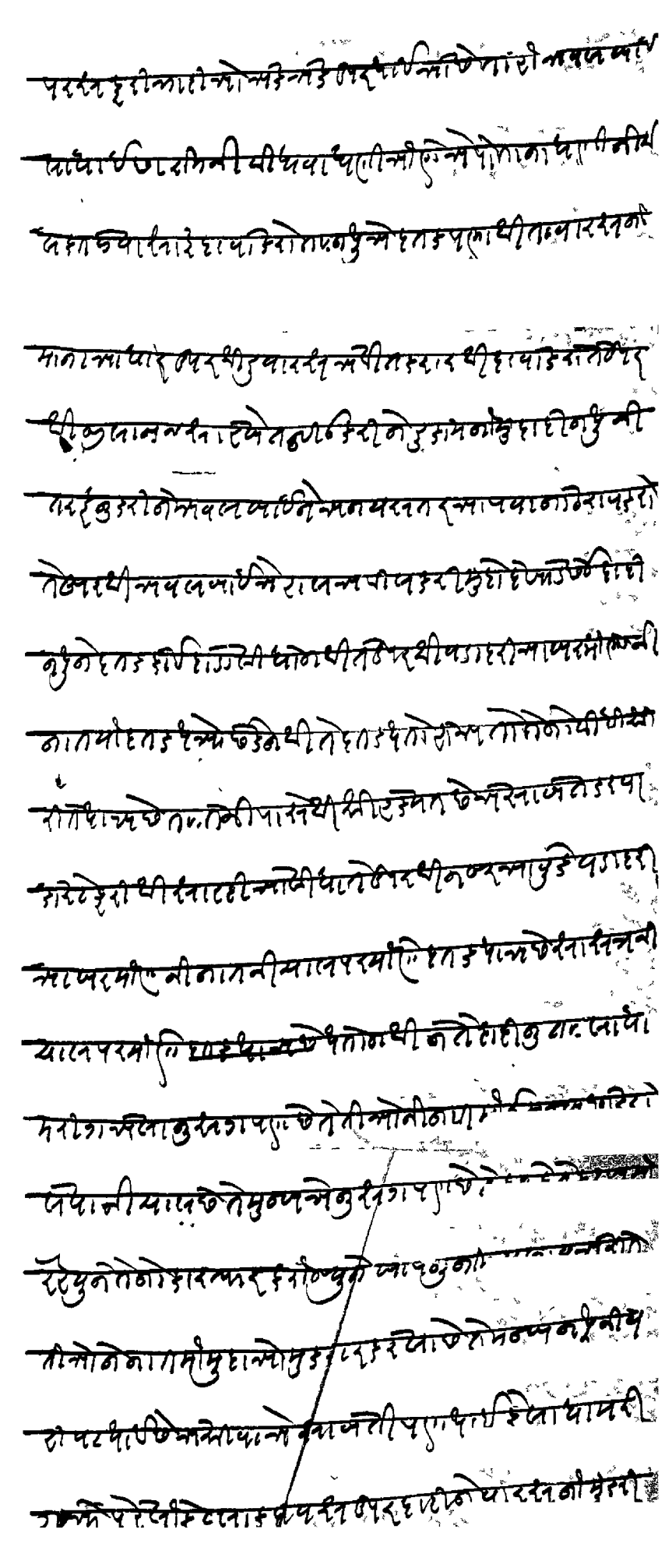
"Lands, it may be remarked
"that they were never intended to
"have a retrospective effect.

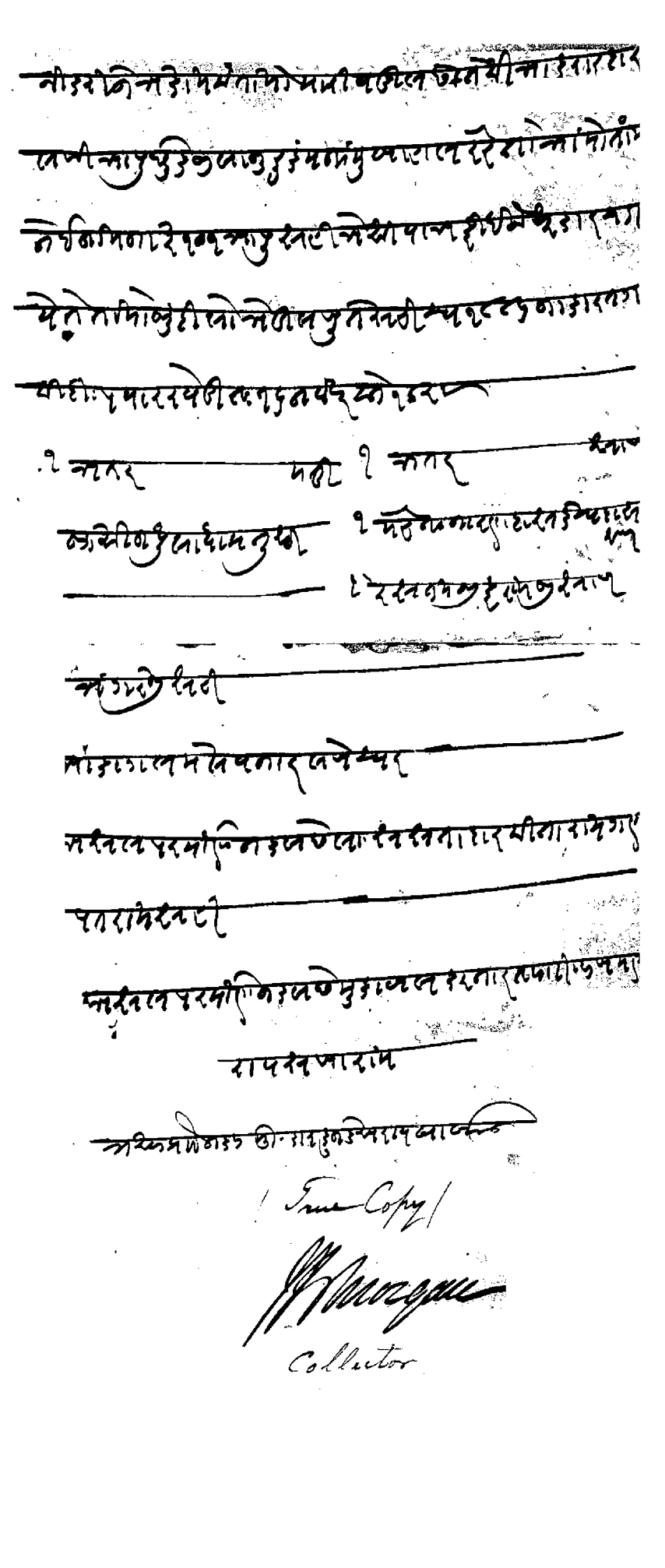
3. In elucidation of this
"report, the Collector begs to
"submit a genealogical table
"of petitioner's family."

2. The translation of the Sa-
-nnad passed by the Sud: Sunnud
Adawlut on the 9th October 1830,
and the table of genealogy that ac-
-companied the Collector's report,
are herewith submitted, and the
Revenue Commissioner begs
to observe that petitioner has ad-
vanced nothing new to induce
him to modify the decision ....
... passed on the 4th August 1851, and
begs therefore to adhere to the same.

E Lawrence
Revenue Commissioner 2d

From the Revenue Commissioner S.D. No 2317
dated 22d June 1853 with accompaniments
reporting on petition of Fakir Jowhur
Ashrayam Ruttabhace of Mouje Dindoli
Purg: Matur Zilla Surat





True Copy

Collector

Translation of a Decree passed by the Sudder Dewanee Adawlut on 9th October 1830. in the appeal of Baee Avul Vs. Nurbheyram Govindram & others.--

Bombay. 9th Octr. 1830
Sudder Dewanee Adawlut.

(Seal)

No. 172.--

Moosmute Avulbaee - widow of Josee Ladha Itcharam } Plaintiff. or (appellant)

Vs.

Nurbheram Govindram, Nuttoo Nurbheyram, Anopram Nurbheram } Defendants.

Claim — Rs. 9872.

Plaintiff brought an action in the Kaira Adawlut to establish her right of inheriting the property left by her deceased husband, Ladha Itcharam. It was there decided, that according to the deed of heirship recorded No. 14. Nuttoo Ladha was the heir, Plaintiff being entitled only to subsistence and clothing from the property in question, and a decree to this effect was passed. To obtain a reversal of this decree, Plaintiff made

a petition to the X Court, where upon
it appeared that, complaints & counter
-complaints were preferred in the Kaira
Adawlut to recover moveable and
immoveable property of the deceased
Ladha - and that Baee Atul - the
widow of Ladha Itcharam claimed
there the property as belonging to her
husband, while Nuttoo urged his claim
on the ground of adoption, and the
Deed of heirship - On this, the Zilla Judge
made enquiry, and passed a decree
in favor of defendant Nuttoo, and ordered
that Atulbaee should be allowed
maintenance and clothing - Against
this decision Atul-Baee now appeals
on the ground that Defendant Nuttoo
was never adopted - On this the Court
made enquiries as to whether it is
customary amongst the Vuradra
Brahmins, to adopt, or not, if it were
customary, what was the form of
ceremony, and the authority for a-
doption: To establish these points,

the

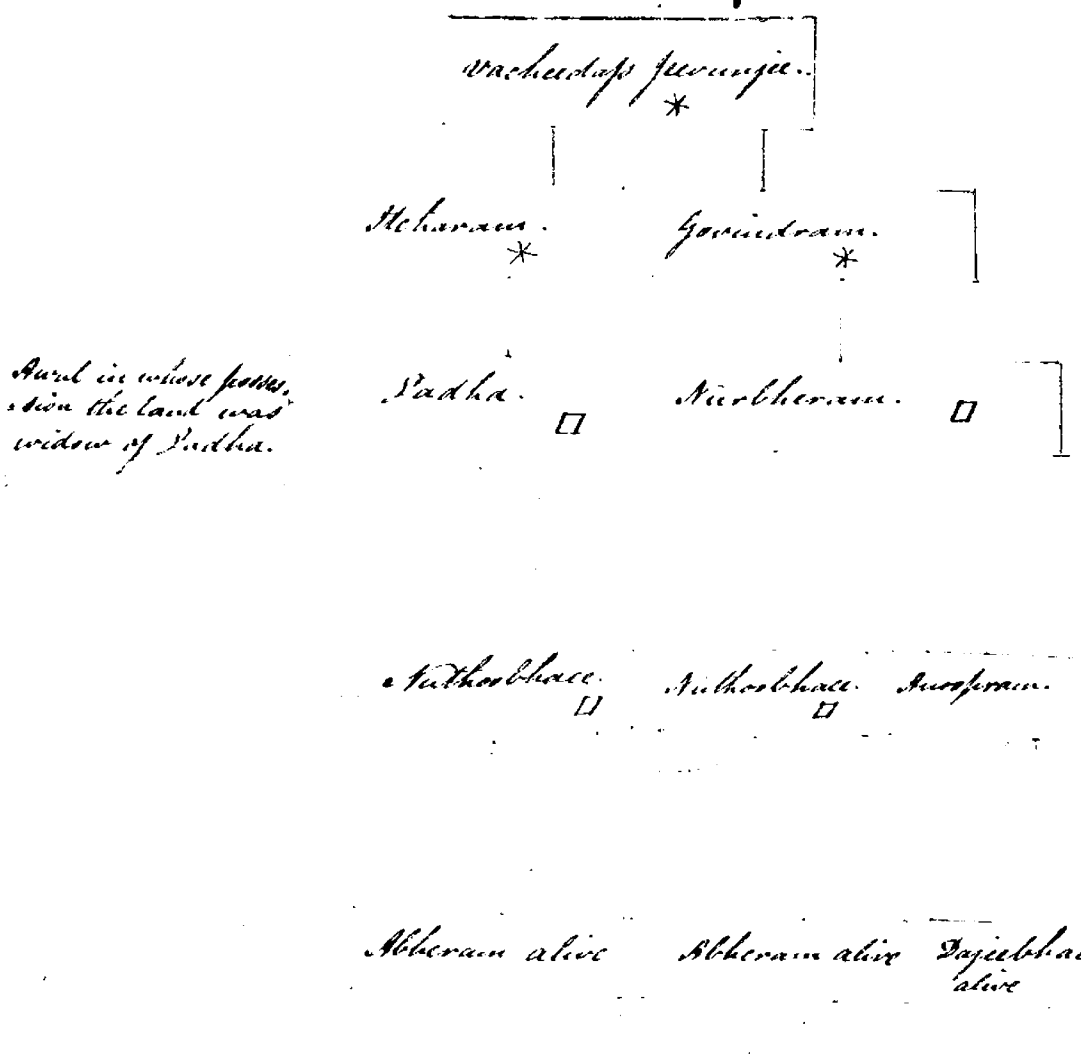
the Court re-examined the witnesses and it appeared that it was Customary amongst the Veradra Brahmins to adopt: but not Conformably to the form laid down in the Shastra, and that the relationship between Defendant and deceased Ladha, admits of the former being adopted, according to the usage of the Caste, the adopted son being required to live with the family of the adopting party, manage its affairs, continue father's name such are the established rules in this caste - in accordance with which has been Nuttoo's "Veivut." - besides which it has been proved that Ladha had some time previous to his death, passed a deed of entheritance to Defendant - For the above reasons, the Court considers Defendant to be the truly adopted son of Ladha, and rightful heir to his moveable and immoveable property

property, and therefore the Decree of the Zilla Court dated the 11th of May 1827. is affirmed - Costs of appeal to be borne by Plaintiff. vide Then follow the List of Exhibits and Bill of costs. -

/ Signed / James Sutherland
" Senior Puisne Judge
" Edward Ironside
Puisne Judge.
" E. H. Baule. Ditt

(True Translation)

Collector



* Denotes those who died previously to the cession of the district to the Honorable Company.

□ Denotes — Ditto — subsequently — Ditto —

Genealogical Table of the Family of Joshee Meheraun Nathoobhace of Mouje Dundalee, Talooka Matar given by him dated 26th June 1814.

Signed/ Joshee Meheraun Nathoobhace

Signed/ Buldeo Bapoojee Mamlutdar of the Matar Talooka.

Kaira
Collector's Office
May 21st — 1833

Collector

D

Rs I. No 3388

With reference to a petition from Patel Isar, alias Isram Nathoo Khan, the Revenue Commr. N. D submits a report by the Collr of Kaira, from which it appears that petitioner has no valid title to the land claimed by him.

2 The Rev: Commr. N. D observes that nothing new has been advanced to induce him modify the decision passed by him, negativing Petitr. claim.

Resolution

The Petitioner to be informed that Govt. see no reason to interfere in his case.

Ep July 4

AHA July 5

Wm July 7

7/7/55

Gp. 11 July 55.

Revenue Paris 1855-

a/11 July 1855-

65

No 2972 of 1855.
J. D. A.

Revolution
11th July 55

Patel Jeser Abhegram Nathoobhai of Mouja Dunatalee Pergunna Matur in the Kaira Collectorate is to be informed from the Persian Department, in reply to his Petition dated the 6th January last, that Govt see no reason to interfere in his case

(No 386 dated 9th March 1855 Revenue Dept.)

No 2973 of 1855.

Copy to be sent to the Revenue S.D. for information, with reference to his Report No 230 dated the 21st ultimo. June 1855.

11th July 55.

Revenue Cases 1855-

a/11 July 1855-

No 6330

Copy in the Auditor's Office

Compared by

Revenue Cus 1855-

a/11 July 1855-

16330

Copies in the Auditor's Office

Compared by

855.

No. 1501.

R. G.

Lands

Kaua

Samuel Parry

5.
19/10/55.

№ 384 of 1855.

Territorial Department

Revenue.—

From, John Robley Morgan, Esquire,
Collector of Kaira.—

To Edward Gordon Fawcett, Esquire,
Revenue Commissioner,
of the Northern Division.—

Poona.

Kaira, Collector's Office,
Cambay 10th October 1855.

Sir,

I have the honor to re-
quest you will have the goodness
to obtain the Sanction of the Right
Honorable the Governor in Counce
for four Wighas of land forming a
portion of the "Khata" or holding of
a Khatadar by name Samuel Pongo
of Mouje Moruj in the Mahwa
Talooka being entered as "Kherabad"
or waste in the Land Registers
of this Village, and the assessment
at present levied thereon namely

Rupees Three, annas ten & Pies three only Rs 3. 10. 3.
remitted.—

The above mentioned Khala dars Khata "or holding amounts to Rupees Twenty two, thirteen annas & two Pies, namely Rupees Eighteen, three annas & four Pies, on account of a Beegah of land held on the Vekta" tenure, and Rupees four, nine annas & ten Pies on account of "Veera" or cess. Being unable to manage his Khala, this person left his Village and settled in the adjoining Village of Adrej belonging to His Excellency the Nowab of Cambay — when he was called upon either to give in a "Kadooree" or deed of release for the whole of his Khata or take up his Khata.— On this he took up his Khata praying at the same time for the assessment due on account of four Wusses of the above one Beega being reduced, this piece having been formed into a "Vekta" or water-course &

Rs As Ps
Rs 22. 13. 2.
Rs 18. 3. 4.
Rs 4. 9. 10.

ren-

rendered unfit for cultivation
As this appears from inquiry to b
the case, I am respectfully of opin
that the petitioners' prayer should
be complied with.—

I have the honor to be,
Sir,
Your most obedient Servan

J Morgan
Collector.—

No. 3380 of 1855

Territorial Department
Revenue

Revenue Commissioner's Office
Pomt 23d. October 1855

C Lewis
Revenue Commissioner
N.D.

~~Extract~~

From the Revenue Commissioner No 3380 dated 23d October 1855 submitting a letter from the Collector of Kaira requesting sanction for ~~entering in the~~ Land Registers of Kroop in the Mahal Kalooka a portion of "Khata" land as "Kharaba" or waste, and for remitting Rs 3. 10 3 to the Khatadar.

Kaira — A.
Assessment

Red Ink No.	Subject.	Secretary's Opinion.	Orders of Government.
1	2	3	4
5638.	Memorandum from the Revenue Commissioner, Northern Division, No. 3380, dated 23d October 1855. Submitting a letter from the Collector of Kaira, requesting sanction to a portion of land (14 Beegas) held by Samud Parajea being entered as "Kharaba" or waste in the Land Registers, and to the remission of the assessment levied on that quantity, on account of its unfitness for cultivation.	Sanctioned. W.G. 6th Nov/55	KLL Crm 12/11 Secd 15th Nov/55.

5638

Orders of Government.

Secretary's Opinion.

Rec^d on a Mem.^m from the as in Col.: 2 of preceding page

(Enter Rec^t as in Col.: 3 of ditto)

No 47738/1855

J.L.B.R.

To the Rev. Com.^r &c.

A.L.

W.C.S.

W.P.

15th November 1855.

Subject.

Revenue Com.^n 1855

a/17 November 1855

copied in Entry by
Examined by
Compared by

Ten Ind.

TOTAL EXPOSURES

144

END

START

DEPARTMENT OF ARCHIVES

GOVERNMENT OF MAHARASHTRA, MUMBAI.

NAME OF RECORD : **REVENUE** DEPTT. VOL.

NO : 10, 13, 14, 601, 838 & 459

YEAR : 1855

EXPOSED BY : ANIL SAWANT

DATE : 30/05/2008

6574

1855
REVENUE DEPARTMENT
VOL. NO. 159

891.

Revenue Cases 1855

№ 1738

Copied in Library by
Thos. Lincoln Casey Lt. Corps of Engrs
Comptr. Library

[illegible] to the H.C. in Dep[illegible] [illegible] [illegible]

No 1263 of 1855 C 154
63

Public Works. Territorial Department
Revenue.

Bombay Military Board Office
the 10 February 1855.

To

The Right Honble
Lord Elphinstone G. C. H
Governor and President in Council

My Lord

We have the honor to submit herewith an Estimate amounting to Rs 43[illegible] of the probable cost of Annual repairs for the year 1855/56 to the Revenue Buildings under the Collector of Ahmednuggur.

2 This Estimate exceeds the avera[illegible] amount of the Estimates of the three preceding years by Rupees 88. In explanation of the Exce[illegible] the Assistant Executive Engineer Ahmednugg[illegible] states that in consequence of the want of rain in the early part of the season and the unusually heavy rains and high winds in the latter months of the season more extensive repairs have become necessary.

3 We recommend the amount

of

62 Rec. 12 Feb. 56. 829. S

of the Estimate Rupees Four hundred and thirty three for the sanction of your Lordship in Council.. Rupees 433.

We have the honor to be
My Lord
your Lordship's most obt. servts.

Charles Waddington Colonel
Chief Engineer

J. Swan Lieut. Colonel

Resolution on a Letter
From the Military Board No. 1243
dated 10th February 1855.

Submitting for sanction an Estimate amounting to Rupees 433 ~~of the probable cost of for Annual~~ Repairs for the year 1855/56 to the Revenue Buildings under the Collector of Ahmednuggur..

Sanctioned

No. 813 of 1856.
(F.D. Revenue)
To the Military Board, with the Estimate
To the Acting Collr. of Ahmednuggur
To the Civil Auditor
24 Feby/55
Edwards

Reported to the Court in quarterly Statement.

Perennis Cent 1853

No 1739 C 41

Copied in Library by
Blanchard & Co
Compd by

Extract of a Statement of Public Works for the 1st Quarter of 1855
forwarded to the Honble Court with letter No. 38 dd 2 April 1855.

Nr	Collectorate	Description of work	Amount	Remarks	Date of Cons:	Vouchers
4	Ahmedunggur	Repairs for the year 1853/54 to the New Building under the Collr of Ahmedunggur	433 - -	Sanctioned at the recommendation of the Mily Board.	Rev: Cons: 1855. 3d March	V: 1739 & 41 C. 371.

Pg

3/1855
67

Revenue Cases 1855

No 17396 41

Copied in Library by
Burchard & Co
Comp'd by

Extract of a Statement of Public Works for the 1st Quarter of 1855
forwarded to the Honble Court with letter No. 30 dd 2 April 1855.

No.	Collectorate	Description of work	Amount	Remarks	Date of Cons.	Vouchers
4	Ahmedunggur	Repairs for the year 1854/55 to the New Building under the Collr of Ahmedunggur	433 - -	Sanctioned at the recommendation of the Mily Board.	Rev: Cons: 1855. 3d March	V: 1739 & 41. C: 371.

C 15 11 67

1855

№ 218

P. D.

Public Works

Belgaum.

Mahal Kutchery at Sadashapur

Rec'd Pt the N.C. in Drg Statement forwarded with letter No 36 8/12 Apl 55

No 663 of 1854. C 15/11/71

From,

W. H. Havelock Esqr

Acting Collector of Belgaum

To,

H. W. Reeves Esqr

Acting Revenue Commissioner &c.

Belgaum Collector's Office
6th October 1854.

Sir,

In accordance with the Notification of the 15th April 1846, I have the honor to submit a Plan and Estimate amounting to Rupees (2,678. " ") two thousand six hundred and seventy eight, prepared by the Executive Engineer Belgaum Division, and approved of by the Military Board in their letter No 10246. dated 2nd instant, for constructing a Mahal Cutcheree at Yadshapoor in the Belgaum Collectorate, and to request you will obtain the sanction of Government to the expenditure required.

I have the honor to be
Sir,
Your most Obdt Servt
W H Havelock
Acting Collector

No 3272 of 1854

From H. Ry Commr to Collr

11th October 1854.

The Collector is requested to explain the necessity for a New Cutcherry as required by the Govt Notification dated by Comr—

for Secy

Actng Rev Commr

No 811 of 1854

Belgaum Collectors Office
& camp Nesargie 5th Octr
1854.

In reply the Acting Collector has the honor to state that the old Cutchery of the Nurkulgee Mahal at Padshapoor is a very old building - totally out of repair and quite unfit for the purposes of a Cutchery: the Mamlutdar of Padshapoor reports that the present building would not fetch more than Rs 50 by auction sale and the Acting Collector is respectfully of opinion that the construction of a new Cutchery is urgently necessary—

W H Sunderland

Acting Collector

Govt 3505
130 Ry Comrs Collrs

Repd to the H.C. in Qly statement forwarded with Letter
No 365 2nd Appl 55

No. 21. of 1855. C 15 71 73

Territorial Department.

Revenue.

Poona Rev: Commissioners

Office, 3d January 1855.

Submitted and recommended for
the sanction of Government.

2. It appeared to the Acting Rev:
Commissioner S.D. that the Government
order of 26th March 1852. No. 1181, had not
been attended to in this instance, - the Act:
Collector Mr Havelock was requested under
date 16th December to submit any explanation
he may have to offer, in reply to which
the Acting Collector under date 28th ult:
forwarded one from the Executive Engineer
dated the 22d Idem, intimating that as the
Treasury is partitioned off by a wooden
railing, only 3 feet high the Sentry has
an uninterrupted walk along the front
of the Prisoners' room and Treasury
which appears to provide for the require-

facility

[illegible] facilities for protecting [illegible] portions of the new Office.

Wing Rees

Acting Asst. Commissioner

[illegible]

Sir,

I have the honor to transmit herewith a letter from the Acting Asst. Commissioner at Akola No. 21. dated 3rd January 1854 forwarding Belgaum Collector's letter No. 663 of 6th October 1854 and enclosures with its subsequent memo of 5th Idem. No. 811 requesting sanction to an expenditure of Rs. 2698 for constructing a Model Gunshed at Badshapoor.

R. I No. 108.

* Referred to the Comm[r] for report & returned by the Acting Collect.

1375

The Acting Collector of Belgaum submits a plan and estimate amounting to Rs 2678 for constructing a new Kutcherry at Padshapoor and in reply to a reference made to him by the Acting Revenue Comm[r] S.D. states, that "the old "Kutcherry of the Merkulgar Mahal at Padshapoor is a very old "building, totally out of repair, and quite unfit for the purpose "of a Kutcherry, the Mamlutdar of Padshapoor reports that the "present building would not fetch more than Rs 50 by auction "sale, and the Acting Coll[r] is of opinion that the construction "of a new Kutcherry is urgently necessary"—

2. The Acting Rev: Comm[r] S.D. recommends the Acting Coll[rs] application for sanction—

Resolution. No 1983

Sanctioned

To be included in the yearly "Collective" Statement.—

Ahl 3 Feby

3/2/55

Sp[d] 9 Feby 55.

C 1537/75

R. I № 108.

× Referred to the Comm[r] for report & approved by the Acting Board.

The acting Collector of Belgaum submits a plan and estimate amounting to Rs 2678- for constructing a Mamlatdar's Kutcherry at Sadshapoor - and in reply to a reference made to him by the acting Revenue Comm[r] S. D. states, that "the old "Kutcherry of the Nerkulpee Mahal at Sadshapoor is a very old "building, totally out of repair, and quite unfit for the purpose "of a Kutcherry; the Mamlatdar of Sadshapoor reports that the "present building would not fetch more than Rs 50 by auction "sale, and the acting Coll[r] is of opinion that the construction "of a new Kutcherry is urgently necessary" —

2. The acting Rev: Comm[r] S. D. recommends the acting Coll[r]'s application for sanction -

---

Resolution. № 1083

Sanctioned

To be included in the year's Collection Statement. —

MM 3 Feby

3/2/55

Sp[d] 9 Febry /55.

Sept. 6th - A.C. in Duty Statement forwarded with letter
No 3672 dt. 4/55

C/591

Recd on a/c Mem. from the Secy. to Govt. Rev. Dept. No 21 of the 3rd Jany/55, with accts, requesting sanction to an Estimate cost. to Rs. 2678. for constructing a Mahal Kutcherry at Sadashigar in the Belgaum Collectr.

(Mem entered Recd)

No 570 of 1855.

Note- The Plan & Estimate have been sent to the Chief Bd.

To the Rev. Dept. Govt.

9 Feby/55.

No —

para 1.

Ext. to the Duty. Board.

with the Plan & Estimate.

Feby/55.

No —

Do. to the Civil Architect.

Copy to the Hon. Court & Govt. Genl. in Tabular Forms

9 Feby/55.

H.G.

Princeton Univ. 1855

A 1081 C84

Extract of a Statement of Public Works for the 1st quarter of 1855. A. H. Thinkett

forwarded to the Bombay Govt with letter No. 360 2d April 1855.

No.	Collectorate	Description of Works	Amount	Remarks	Date of Canada	Vouchers
5	Belgaum	For Constructing a Kuskal Kutcheny at Sadashapoor in the Belgaum Collectorate	2698--	Sanctioned at the recommendation of the Rev: Comr. Lieut. D. A. Q. Who old Kutcheny being a very old Building unfit for the purposes of a Kutcheny	Rev: Cons: 1855. 3d March	P: 1081 @ 84. C. 218.

1855

No. 141.

R. O.

Public Works

Belgaum

Mamlutdar's Kutcherry at Sumpgaum, and a Shed outside the front gate thereof.—

Kept. to the A C in Chief Letter No. 727 of 1852. Dated 27th Nov. 1852.

C 1891
83

From,

W. A. Sawlock Esquire
Acting Collector of Belgaum

To,

H. M. Reeves Esquire
Acting Revenue Commissioner S. D.
Belgaum Collector's Office, Camp
Dumpgaum 1st November 1852

Sir

In accordance with the instructions of the 15th April 1846, and with reference to the Correspondence

Letter from Assistant Collector to the Collector No. 55 dated 1st November 1852	as per margin, I have
Letter from the Executive Engineer B.D. No. 150 dated 20th February 1852	the honor to submit
Letter from same B.D. to the Collector No. 393 dated 22nd May 1852	a Plan and estimate
Letter from the Executive Engineer B.D. No. 338 dated 6th May 1852	amounting to Rs. 3884.
Letter from the Revenue Board to the Collector No. 2392 dated 1st March 1852	Three thousand
Letter from Assistant Collector in Charge to the Acting Revenue Commr. S.D. No. 195 dated 20th March 1852	eight hundred and
Acting Revenue Commissioner's reply to the above No. 1019 dated 20th March 1852	eighty four, prepared
Acting Collector's to the Rev. Comr. No. 331 dated 5th October 1852	by the Executive
Revenue Comr. Cert. No. 2270 dated 7th August 1852.	Engineer B.D.
Copy of the superintending Engineer's letter to Revenue Commr. No. 575 dated 29th August 1852	and approved of by the
Letter from Revenue Comr. No. 2793 dated 6th September 1852	Revenue Board, for erecting a Manufacturers Cutcherry
Letter from the Acting Collector No. 3056 dated 20th	at Dumpgaum in the Collectorate —

I, Assistant Collector in 1852, personally examined the Cutcherry, and found it in a ruinous state, and represented that it should be soldered over by Contract, and a new Cutcherry be raised upon the site. Subsequently, I submitted an Estimate prepared by the Manufacturer of Dumpgaum, and suggested the propriety

1584
85

7 In addition to the estimated cost of Rs 3116 I
recommend the construction of a shed outside the gate f
of the building, the cost of which is estimated by the Exec
Engineer at Rs 236 making a total cost of Rs 4,921.—

8 In forwarding this application for the Construc
of a new Cutcherree, I am fully aware of the Executive
Order to be observed by Govt but the present building co
was constructed at small cost, inside a corner of the old Ghaut
at Fort St Sumpgaum, and I do not see how a new commodi
building suited for a Cutcherree could be constructed by
the Engineer Department under the Estimate framed by the
Executive Engineer.—

9 Repairs to the old building which might
render it serviceable for many years, with the usual Annual
repairs, be deemed sufficient, the present building might
be rendered commodious & water proof for Rs 350.9.— which
with an additional Construction for Confinement of
prisoners absolutely required, & which would cost Rs 235
& some other additional alteration at a cost of Rs 77 8.
would a total of Rupees 663 11 2 agreeably to the estimate
of Mr Sumpgaum Vaculdar.—

I have the honor to be,
Sir,
Your most Obedient Servant,

W. Vaculdar
Acting Collector

Copy sent
des: 2.

Received

Ltr

No 3532 of 1854.

Territorial Department

Received

Comm. Res. Com. Gen. Office

6th Nov. 1854.

Hump Reeve

Actg Res: Com. G.O.

Ltr

From Actg Res: Com. G.O.

No 3532.

Dated 6th Nov: 1854.

Forwarding Plan & Estimate and requesting sanction for building a new Watchery for the Commissioner Guantlet Bay at a Cost of £4120.

G 1591
65

No. 5378 of 1854.

Territorial Department
Revenue

The Acting Revenue Commissioner, S. D. is requested to explain the 9th para of the Acting Collectors letter.

Bombay Castle, 8th December 1854.

By Order &c.
C. P. Hazlewood
Actg Secy to Govt

Ent

No. 3868 of 1854.

Territorial Department
Revenue

Poona Revenue Dept. 11th Dec. 1854.

The Actg Revenue Commr S. D. has the honor to report that, from Mr. Haselock's letter of 25th ult, that Mr. Blane on inspection found the Collectors in a prisoned state and proceeded to his dismissal. The Engineer was of opinion that

that the Patcherry was in a very decayed state from age - and that Mr. Hamilton himself on his inspection found the above opinion perfectly correct - He represents the building as in its present state altogether untenable -

2. The repairs mentioned in the 6th para of the Asst Collectors letter amount to Rs. 663.11.3, but it is more than probable that this sum will be increased to Rs. 1000, and that in the course of a few years more, another Patcherry will still have to be built -

3. Considering it unsafe to go on patching up a building in so bad a condition as the one in question, the Asst Res: Conservd, forwarded the Estimate for the new building Rs. 3894 for sanction -

Asst Res: Conservd

From Collector Pondicherry
Dated 11th Dec. 1854.
No. 3860.

Reporting further and stating reasons for requesting sanction to the building a new Pondicherry for the Company's Warehouses.

P.A. No 7208

The actg Collector of Belgaum submits through the actg Commissioner S.D. a plan and Estimate amounting to Rs 3884, approved by the Military Board, for erecting a Manufacturer's Cutchery at Sumpgaum, the old building, which was erected in 1832 at a cost of Rs 750, is now in a very unserviceable state. £ 151 91

2. Besides the erection of the Cutchery, Mr Havelock recommends the construction of a shed outside the front gate of the building, the cost of which is estimated by the Executive Engineer at Rs 236 making a total cost of Rs 4120-0. He further observes that,

"If repairs to the old building which might render it serviceable for many years, with the usual annual repairs be deemed sufficient, the present building might be rendered Commodious and waterproof for 350-0 which with an additional construction for confinement of prisoners absolutely required, and which would cost Rs 235-10-2 and some other additional alteration at a cost of Rs 77-8 makes a total of Rs 663-11-2 agreeably to the Estimate of the Sumpgaum Manufacturer."

3 After stating that the old building has been reported to be in a very unserviceable state, Mr Reeves observes that "The repairs mentioned in the 4th para of the actg Collectors letter amount to Rs 663-11-3, but it is more than probable that this sum will be increased to Rs 1000 and that in the course of a few years more, another Cutchery will still have to be built. Considering it unsafe to go on patching up a building in so bad a condition as the one in question, the actg Revenue, Commissioner S.D. proposed the Estimate for the new building, Rs 3884 for sanction."

Resolution No 593

The Estimate amounting to Rupees 3884 for erecting a new Cutchery for the Manufacturer at Sumpgaum be sanctioned.

2. Sanction to be also accorded for the construction of a shed outside the front gate of the Cutchery at the estimated cost of Rupees 236.—

Bath

3. Both items to be included in next year's Collective Statement.—

Wm Hardwick takes the initial of the week of a Week Home when he proposes to parole up the Old Landing. This would as I presume dispense with the present plan but if not the usual exchange should be upheld with the addition and for such a Home as contained

Will Hardy

20/

Ex 25 Jany 65

Submitted to the Exec. Com. 31 Dec. 1855

Amt. £5532
Estd. Expenditure
Amt. £5316
Excess £216

61591
92

Read in this memorandum on the margin from the Acting Res. Commd. G. requesting sanction to the construction of a new Cutcherry for the Mamlutdars at Sampgaum, & also of a shed outside the front gate thereof.—

The Estimate amounting to Rupees 5316 for erecting a new Cutcherry for the Mamlutdars at Sampgaum to be sanctioned.—

2d Sanction is also recommended for the construction of a shed outside the front gate of the Cutcherry at the estimated cost of Rs 216.—

3d Both items to be included in next year's Collectorate Statement.

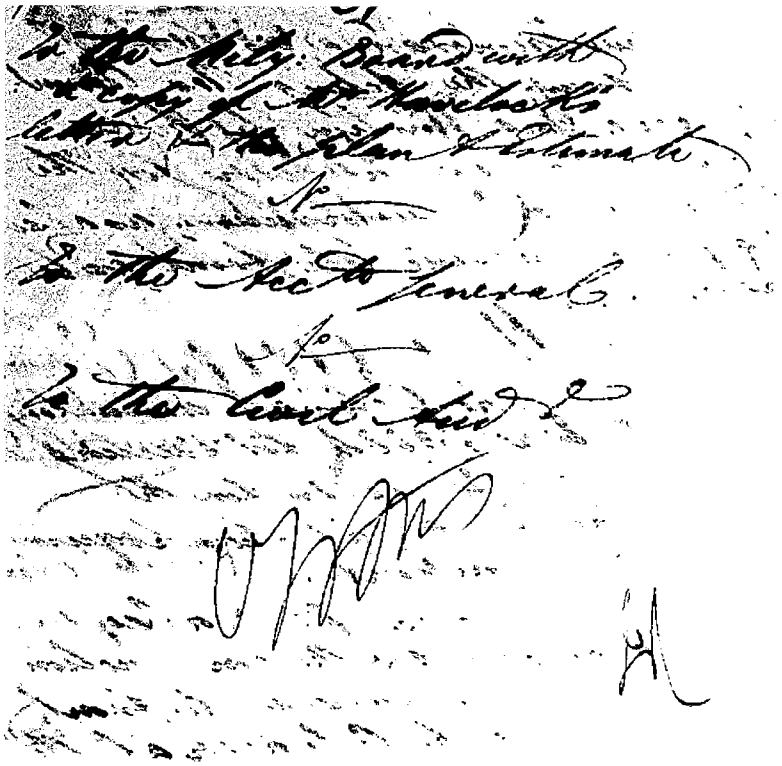
4th Mr Manuel takes no notice of the want of a Pleads room when he proposes to retain up the old building.— His want it is presumed is supplied in the Assistant's room, but if not the present sanction should not be carried into effect until the additional cost for such a room is ascertained & reported to Govt.—

Note
A copy of Mr Manuel's letter of 22 ulto. referred to in Col. 3 of the Abstr. of Estimate herein required & Executive Engineer's report of the 14th Inst. are herewith submitted.

A 31/4 of 1855
1869.

To the ~~Acting~~ Res. Commd. G.

25 Jany/55.



Revenue Cases 1853

A 589694

Copy to Mint C. de Acc. Mar 76 Exp. 87/ 25/85

No 116. Jan 31 1885

From W. W. Bell Esqr

Collector of Belgaum

To H. M. Reeves Esqr

Revenue Commissioner S. D.

Belgaum Collector's Office

9th February 1885.

Sir,

With reference to Your Memo: No 218 dated the 27th Ult. transmitting copy of the Government Resolution No 314 dated the 25th Idem, relative to the Construction of a Bund, Cutcherry for the Manufacture of Sun dried Bricks also of a Shed outside the front gate thereof, I have the honor to report, as required in the concluding para: of the above Resolution, that the Executive Engineer Belgaum Division in a Communication No 96 dated the 5th Instant states that the plans and estimate for the above Cutcherry provided two Record Rooms one 46 X 16 and the other 42 X 1

I have the honor to be

Sir,

Your most Obedient Servant

W. W. Bell

Collector

Compared by

R I No. 922

F

C 1591
97

In sanctioning the construction of a new Kutchery for the Mankuldow at Sumpsgaum in the Belgaum Collr.te, as also of a shed outside the front gate thereof, at an aggregate cost of Rs. 4,120. Govt. in para 4 of their Resolution No. 314 dated the 25th Jany. 55 observed that the want of a Record Room "it is presumed is supplied in "the present plan, but if not the present sanction "should not be carried into effect until the additional cost for such a room is ascertained and "reported to Govt."

2. With reference to the above the Collr. of Belgaum now reports through the Revr. Commr. S.D. "that the Executive Engineer Belgaum in "a communication No. 176 dated the 6th instant, "states, that the plan & Estimate for the above "Cutchery provided for two Record Rooms one 16x14 "and the other 42×14."

Resolution

This should be communicated to the Department to which the Government Resolution No. 314 dated 25th January 1855 was sent.

MM 21 Feby

21/2/56

Sd. 26th Feby/56

1846/47

Rec.d the R.C. in Chief letter &c
No 37 of 1855

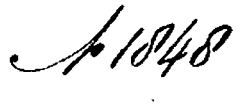
C/1511
99
No 850 of 1855
J. L. H.

Copy of a letter from
the Colet of Belgaum dated
9th Feb: 1855 No 110 forwarding
by the Revd Comm.r G.D.
under date 14th ditto No 467
to be laid before the military
Board for information.

No 857 to the
— D.o — D.o —
Accts Genl for — D.o —

No 858 to the
— D.o — D.o —
Civil Aud.r for — D.o —

B.C.
26 July/55



Enquiries in para 16 of Letter No 3 of 8:449/57

Clause 14 of Revenue Letter to the Pontic the Court of Directors dated 2. April No 37 of 1855

Public Works 14

Belgaum.

C15/101

Papers relative to the construction of a new Cutcherry for the Mamlatdar at Chumgaum.

~~C.P. 2 of 2207~~

Structure of a new Cutcherry for the Mamlatdar. Chumgaum of a shed near the front gate ~~of~~ of two Record rooms

Rev. Cons. 1855

Board 8:589 C 94

—"— 8:1846 C 48

Cancl. 141/55

No. 102. of 1855

Statement shewing the disbursements made on account of works of Irrigation during the Month of January 1855 in anticipation of the sanction of Government under the authority granted in Govt. letter No. 2023 dated 22d April 1854 for Inspection per instructions contained in para 1 of the Government Resolution No. 4254 dated 13th September 1854.

Talookas.	Description of works.	Name of place in which constructed	Amount disbursed.	Remarks.
Nil.				

Belgaum Collectors Office Camp "Kittoor" 5th February 1855

R. D. Dalal
Collector.

To
The Secy to Govt.
Rev. Dept.
Bombay

Compd by A

No. 102. of 1855

Statement shewing the disbursements made on account of works of Irrigation during the Month of January 1855 in antici-
-pation of the sanction of Government under the authority granted in Govt. letter No 2023 dated 22d April 1854 subject
per instructions contained in para 1 of the Government Resolution No. 4253 dated 13th September 1854.

Talooka.	Description of works.	Name of place in which constructed	Amount disbursed.	Remarks.
Nil.				

Belgaum Collectors Office Camp
"Kittoor" 5th February 1855

To
The Secy to Govt.
Rev. Dept.
Bombay

Compd Copy A

Collector.

Rec'd 10 Feby 55 804.

G

Received.

30/3/55

Penrose Lang 1865-

No 3148

No 220 of 1855

Statement shewing the disbursements made on account of works of Irrigation during the month of February 1855 in anticipation of the sanction of Govt. under the authority granted in Govt. letter No. 2023. dated 22d April 1854 prepared agreeably to instructions contained in para: 1 of the Govt. Resolution No. 4254. dated 13th September 1854.

No.	Talooka	Description of works.	Names of place in which Constructed.	Amount disbursed.	Remarks.

Name.

Bulgaum Collectors office
Cam[p] Belgaum
1st March 1855.

Collector.

No. 74 Sess. 65 - 1477

Amended.
30/3/55

Tabulate.

Revenue Comm. 1855

No. 3149

No 387 of 1855

Statement shewing the disbursements made on account of works of irrigation during the month of March 1855, in anticipation of the sanction of Government under the authority granted in Government No 2023 dated 22nd April 1854 prepared as per instructions contained in para: 1 of the Govt Resolution No 4254, dated 12th September 18

No	Talooka	Description of works	Names of places in which constructed	Amount disbursed	Remarks
		None			

Belgaum Collector Office 10th
Accepted Talooka Pandit
April 1855

Collector

Red Ink No.	Subject	Secretary's Opinion	Orders of Government.
1350.	The Collector of Belgaon submits a statement shewing that no disbursements were made for irrigational works during the month of March 1854.	Recorded. 1st May. 1st May 1854.	Ills. Clk. 12/5/54

Revenue Cmrs 1855

4/16 May 1855

№ 4382

Copied in Chancery by
Constable. Macdonnell

Revenue 6 mos 1855

4/16 May 1855

No 4382

Copied in Quiry by
Hungerford
Comptroller Macrae Jacob

4748

No. 4653 of 1855

Territorial Depart.t

Office of Chief Engineer &c.

Bombay 10th May 1855

To

The Right Honble Lord Elphinstone &c &c

Governor and President in Council

My Lord

I have the honor to submit an Estimate of the probable cost of making Annual repairs to the Territorial Buildings in the Belgaum Division for the year 1855-56 and to recommend the amount Rupees six hundred and forty seven for the sanction of your Lordship in Council.

Rs. 647-0-0

I have the honor to &c

My Lord

Your Lordship's most obed.t Serv.t

Major General

Chief Engineer of Public Works.

LB.

[redacted] 1855.

Rec[d] on a note
from the Chief Engineer of Public Works
No. 4653 dated 10th May 1855
[redacted] requesting for sanction an Estimate amounting
to Rupees 687 for Annual repairs for 1855/56 to the Territorial
Buildings in the Belgaum Division [redacted]
[redacted].

Sanctioned.

Ink No.	Subject.	Secretary's Opinion.	Orders of Government.
2525	The Chief Engineer of Public Works submits an Estimate, amounting to Rs 647, for annual repairs for 1855/56 to the Territorial Buildings in the Belgaon Division.	Sanctioned W. Seton 17th May 1855	Sd A Rae 19/5/55 Rs 25 May 55

Rec.d 10 May/55

Read on a letter
From the Chief Engineer of Public Works,
No. 4653 dated 10th May 1855,
Submitting for sanction an Estimate amounting
to Rupees 647 for Annual repairs to the Territorial
Buildings in the Belgaum Division ~~for 1855-56~~.

Sanctioned

nk No.	Subject.	Secretary's Opinion.	Orders of Government.
2525	The Chief Engineer of Public Works submits an Estimate, amounting to Rs. 647, for annual repairs for 1855/56 to the Territorial Buildings in the Belgaon Division.	Sanctioned 17 May 1855	Ill 19/5/55. 23 May/55

Red Ink No.	Subject.	Secretary's Opinion.	Orders of Government.
1199	The Collector of Rangpore		

Copy of the Ch. Engr. Letter forwarded with letter No. 1972 dated 24th May 55

No. 1853 of 1855.

Dated 24th May 1855.

C.B. 119

To

The Chief Engr. of Public Works

with the Estimate.

&c &c

The Comptroller Auditor.

&c &c

To the Collr. of Belgaum

Reported to the Honble Board in Quarterly statt

No. 2184

23 May/55

Resolution

23 May/55 Ordered that an intimation be made to the Public Works Departt that Rs have this day sanctioned repairs for 1855-56 to the Serrate Buildings in the Belgaum Dist at a cost of Rs 647.

Sect

Dy Comptroller

Bombay

2525

Panama June 1855

No 4748 @ 57.
Copied in the Diary by
Comadjie Nieuwenhuijse
compared by Manuel Rieds.

Extract of a Statement of Public Works for the 2nd Quarter of 1855.
forwarded to the Honble the Court of Directors No 72 of 11th Aug. 1855.

No.	Collectorate	Description of Work	Amount	Remarks	Date of Cons:	Vouchers
7.	Belgaum	Annual repairs for 1855/56 to Territorial Buildings in the Belgaum division	64	Rev. Cons: 18th 30th May		V. 4748 @ 51. C. 838.

1855.

No. 459. P. D.

Public Works

Belgium

Tower of the Fort at Uithuec.

1855

No. 459. P. D.

Public Works

Belgium

Tower of the Fort at Ulthove

To the B.C. in Dy Statement forwd. with letter dated 13th Jany 1855

No. 16. of 1855. 61/59/125 125

From,

W. H. Havelock Esquire

Acting Collector of Belgaum.

To

F. W. Reeves Esquire

Acting Revenue Commissioner S.D.

Belgaum Collector's Office

13th January 1855.

Sir,

I have the honor to forward an Estimate amounting to Rupees 291 approved by the Military Board for the repair of the fallen portion of a round Tower of the Quadrangular Fort at Uthnee, and to request you will obtain the sanction of Government for the repairs of the work.—

Dear Sir

I have the honor to be,

Sir,

Your most Obedient Servant

W. H. Havelock

Acting Collector.

No 102 of 1855.

Revenue Dep. Camp Sassoon

24th January 1855.

The Collector is requested to explain the necessity for the repairs to the Building in question: also to supply the details required by Government notification dated 18th December 1850, published at page 14 of the Gazette for that year

Revenue Commissioner

No 117 of 1855.

Belgaum Collector's office

8th February 1855.

The Collector has the honor to report that the tower in question is one of the Bastions of the Fausseye, within which the Entchevee of the Mamlutdar of Uttnee is situated, and that its repair seems necessary to preserve in an efficient state the defences of the Entchevee.

The Fausseye was built prior to the accession of our Govt; and there is no record of the date or cost of its construction or the person who superintended it.

Collector.

Copy of Mr. R.C. in Dy. Statement forwarded with the [illegible]
Appl 68

C/591

No. 431 of 1855 129

Territorial Department

Revenue

Poona Revs. Commrs. office,

14th February 1855.

Forwarded for the sanction of Government.— Being himself acquainted with the Cutchery at Athnee, the Revenue Commissioner is able to state his own belief that the proposed work is indispensably necessary.—

Henry Pierce

Revenue Commissioner

H.D. [illegible]

From,

The Revenue Commissioner S.D.

No. 431 dated 14th February 1855.

Requesting sanction to the repair of the fallen portion of the Tower of the Jail at Athnee in the Belgaum Collectorate at a Cost of Rupees 291.—

C 154/129

Resolution on a Memo: from the Res[t] Comm[rs]. L.D. 431 of 14 Feb[y] 55 with the annexed memo[s] & Estimate from Mr Ryan [illegible] for sanction an Estimate amo[t] to £291 for the repair of the fallen portion of a Tower of the Fort at Athlone on the Shannon

(Electric Tel)

Sanctioned.

No 1015 of 1855.

T. D. Rec:

Reported to the Hble Court in quarterly Statement of this Date. The Estimate has been sent to the Auditing Board

To
The Res[t] Comm[rs]. L.D.
&c &c &c

To The Civil Auditor
&c &c &c

To the Auditing Board with the Estimate

7th March 55

H.W.

Cal. 16 Feb/55.

Received

Feb 7 March/55.

Tabulated

Ag

C 1571/27

Resolution on a Memo: from the Res[ident] L.D. dated 31st Jan[uar]y 55. with accompanying papers, on a letter from the Postmaster of Portsmouth recommending for sanction an Estimate amounting to £291 for the repair of the fallen portion of a Tower of the East Curtain at Athlone on the Shannon.

(Electric Telegraph)

Sanctioned.

In 1015 of 1855.

T. D. Rev:

To The Res[ident] Leaf Comm[issione]r. L.D.

Reported to the Hble Court in quarterly Statement of this Dept[men]t the Estimate has been sent to the Auditing Board

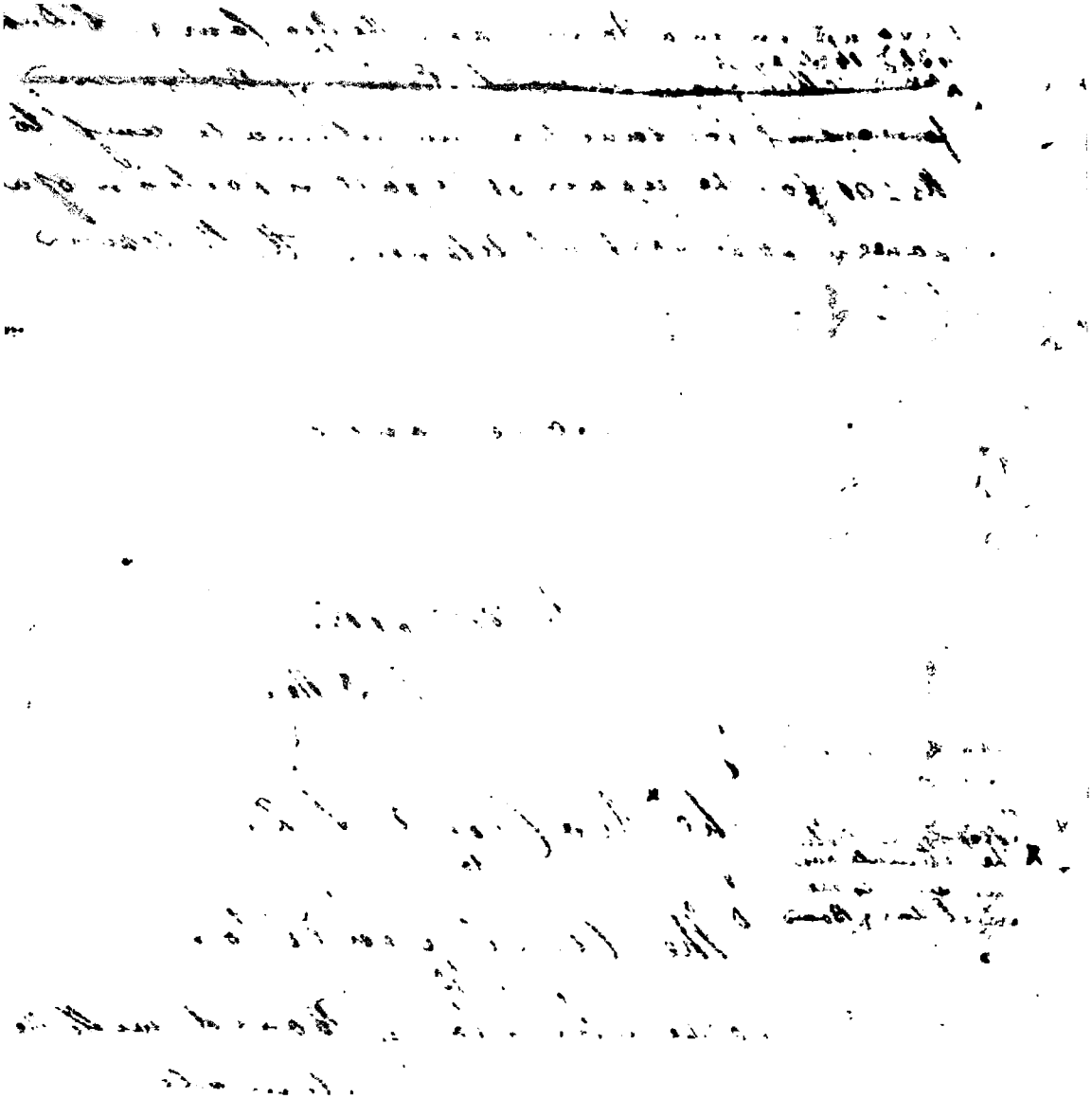
To The Civil Auditor

To the Military Board with the Estimate

by [illegible]

Clerk

7th March 55



Pennie Cust 1885

A 2220 C 23

Copyright by Curator C.
Compiled by

Approved of a statement of Public Works for the 1st Quarter of 1855.
forwarded to the Honorable Court with letter No 36 Dy 3rd April 1855.

No	Collectorate	Nature of Work	Amount	Remarks	Date Cons:	Vouchers
7	Belgaum	Repair of the fallen portion of a Tower of the Fort at Athani	291--	Sanctioned at the recommendation of the Revenue C.D.	Rev: Cons: 1855. 28th March No. 2220 to 2. C. 459.	C/1574/131

855.

No. 841.

P. D.

Public Works

Bombay

Building occupied by the Customs Inspector at Arthur Bunder.

1855.

No. 841.

P. D.

Public Works

Bombay

Building occupied by the Customs Inspector at Arthur Bunder.

No. 4013 of 1855 1571 / 35

Territorial Department.

Revenue

Office of the Chief Engineer of Public Works

Bombay 24th April 1855

To,

The Right Honorable Lord Elphinstone G. C. A.

Governor and President in Council

My Lord

I have the honor to report that Mr. Davies Deputy Commissioner of Customs Salt and Opium has made a Requisition for the repair of the Building at Arthur Bunder occupied as a residence by an Inspector of his Department.

2 The Garrison Engineer and Civil Architect however informed Mr. Davies that the Building in question was not erected by Government and that it did not stand on the records of his Office

3 Mr. Davies in reply writes

"The Building referred to was built by the Colaba "Land Company, and until now the Officers of the "Department occupying it, appear to have been un"der the impression that the Company was bound "to keep them in repair. On referring however to "the original Deed of Agreement between Govern"ment and the Company, I find that the Company "were not bound to erect any buildings for the

accommodation of Customs Officers, but only to leave a sufficient space of Ground for the erection of such buildings. So far from the Company holding itself bound to keep this building in repair, I find that formerly they raised a claim against Government for rent for these buildings, which claim appears to have been negatived.

"Under these circumstances, though the building does not belong to this Department, the ground does, and cannot be occupied but by a building in the possession of this Department, whatever may be the Ownership of it.

"The Company is not bound to keep the building in repair, and would derive no benefit from doing so. and as it is necessary that a Customs Officer should reside there, it is also necessary that it should be kept in repair by Government."

4 Under the above circumstances I solicit the decision of your Lordship in Council on the subject. If Mr. Davies have correctly represented the Circumstances there can be no objection to Government undertaking the repair.

I have the honor to be

My Lord

Your Lordships Most Obedient Servant

Charles Braddington Major General
Chief Engineer of Public Works.

C 154
137

From the Chief Engineer of Public Works
No. 4013 dated 24th April 1855.

Requesting instructions relative to the Custom
Inspectors residence at Arthurs Bunder being repai
at the expense of Government

e15d

No. 1766 of 1855. 139

Territorial Department
Revenue

The Officiating Commissioner of Customs, Salt and Opium is requested to have the goodness to quote the Correspondence which is stated to have taken place relative to the claim raised by the Colaba Land Company against Government for the rent of the buildings herein referred to.

Bombay Castle
28 April 1856.

By Order &c.
W. Hart
Secretary to Govt.

No. 536 of 1855

Territorial Department
Revenue

Bombay Office of Comm.r of
Customs Salt & Opium
Dated 5th May 1855

The Officiating Commissioner of Customs Salt and Opium begs to state that so far as this Department is concerned there does not seem to have passed any correspondence on the subject above referred to.

1838
Rec'd 5th

2. The statement made by Mr Davies in his letter to the Garrison Engineer and Civil Architect was based upon an assertion of the Collector of Bombay, who on further enquiry informs me that -

"I learn however from the Secretary to that body, that they were informed, in a letter to his address from the Secretary to Government in the Revenue Department, No. 1864, dated 3rd April 1844 that their Memorial to the Honble the Court of Directors, forwarding such claim would be forwarded by the overland Mail of the 1st May 1845."

The above will give a clue to trace the correspondence on the records of the secretariate

× meaning the Colaba Land Company

Richard Spooner
Officiating Comm[r] of Customs
Salt & Opium

From the Comm[r] of Customs Salt & Opium
No. 536 dated 5th May 1853.

Forwards a clue to trace on the Secretariat Records the correspondence said to have passed between Government and the Colaba Company, relative to a claim for the buildings occupied by the Customs Department at Elephanta Bunder.

1435

C 1571
1911

The Building at the Arthur Road, occupied as a residence by an Inspector of the Customs Department requires repair. This Building was erected by the Colaba Land Company; they were not bound to do so, but only to leave a sufficient space of ground for the erection of one by Government; therefore, though the building does not belong to Govt, the ground does, and cannot be occupied but by a building in the possession of Government, whatever may be the ownership of it; and as it is necessary that a Customs Officer should reside there, it is also necessary, that it should be kept in repair by Government.

2 Under the above circumstances the Chief Engineer of Public Works states that there can be no objection to Govt undertaking the repair.

Revolution No 4776

The repair of the Building referred to is sanctioned.

Mayhew
May 16

Ho: 23 Rep/15 21/5/15 Sheridan M Scott May 19

C 1851
143

Letter from the Chief Engr Public Works
dated 21st May 1855
Report by the Offg Comptr Genl of Cust. Subd to Opinion
No 558 dd 5 May 1855

Resolution on the documents noted in the margin, relative to the repairs of the Building at the Arthur Branch, occupied as a residence by an Inspector of the Customs Dept.

Order Resolution
To, No 2902 ..
The Chief Engineer of Public Works
&c &c
The Offg Comptr of Customs &c &c &c
Opinion

23d May/55

Mr
Secy

Revenue Cases 1855

No 4773 C 77

Copied in Diary by stamp & completed

Copied by Engraver & Co

1855.

No. 1586.

P. D.

Public Works

Bombay.

Exemption allowed to Contractors for the Bombay Docks Works from the payment of Fees for the removal of Sand.—

Revenue Cancel 1855

No 4773 C 77
Copied in Liber by
Hampshire
Company

Copied by
Hampshire

1855.

No. 1586 R. D.

Public Works

Bombay.

Exemption allowed to Contractors for the Mandvee Bay Works from the payment of Fees for the removal of Sand.—

146

Rec. 15 Nov. 55.

No 1722 of 1855

Public Works Office

I am desired by the Revenue department that the early decision of Government may be obtained as to the expediency of exempting the Contractor for the Mordee Bay works from the payment of the ferry fees for the removal of sand from the Eastern shore of the Harbour.

It is requested that the decision of Govt may be communicated to this department and the original papers returned.

15th November 1855

W. Hart
Secy to Govt
13/11

Colsec 149

C.S. No 5994

The Chief Engineer of Public Works submits letters from the Garrison Engr. and Chief Architect at the Presidency in which that Officer complains of the obstructions offered by certain Native Revenue Authorities by the demand of fees from the Boatmen employed by the Contractors for the work of recovering Moody Bay from the sea, to bring sand for the purpose from the Eastern Shores of the Harbor.-

2 The Collector of Jaffna states he has no authority to remit, in favor of the Contractors, the fee of 5 pies per cart load of sand.

3 The Chief Engr. urges the adoption of immediate measures to remedy the inconvenience complained of by Major Cruickshank and to obviate the delay which will otherwise occur in the progress of the Moody Bay reclamation.- He adds, that, if Govt think it expedient not to remit the fee above referred to the Contractor will have a claim on them to be re-imbursed for the amount which he may be required to pay on that account.-

4 The papers of which the foregoing is an abstract, have been transferred from the Public Works to the Revenue Department in order that the early decision of Govt may be obtained as to the expediency of exempting the Contractor from the payment of the fee in question.-

---

Resolution.

Under the opinion given by the Chief Engineer of Public Works, the Contractors may be exempted from paying the fee.-

2 The Collector should be requested to issue immediate instructions for giving

3. A copy of this Resolution to be transferred to the Public Works Department, the papies received from that Department being at the same time returned. —

Ald 5 Dec

Com 6 Dec

6/12/55

Ass 7 Dec/55

Memo: from the
Chief Engr of
P. Works &c 10th
& the 20 Dec. 1855
with reports

Memo: on a tender from
H.P.W. Dept &c 1722 of the
15. Nov 1855, & the Plans
Report by the Colonial Architect on the Harbour relative to
& Jamaica &c
& the 12th Nov. 55 for the Admiralty Buoy Vessel

Further Memo: of the Govt. fee for the use
from the Chief Engr
H.P. Works &c 1176
& the 18th Nov. 55.
of land from the Eastern
shore of the Harbour.

(Above letter Recd.)

No 5097 & 1855.

J. H.

Note.
The necessary
Communications
have been made & the 7 Dec. 55
Orders issued
to the P.W. Dept.

Engr & Chief

of Works.

To The Colonial Secretary Jamaica.

No 5098

Rec. 7 Dec. 55 Ordered that a

Copy of the foregoing order
which has been communicated
to the Collectors of P. & and
the Collector of Bombay, he has thus
the P. & C. Office with reference
to the Order dated 1922
from the Secretary to the Govt.
of India, Finance Department
directed that the Postage
required thereunder be
returned.

Revenue Cases 1855

Copy of Diary by
Raman Vishwanath.
Compiled by 1870.

182 pages Copy
3 Judgments

C 1591
153

No 1887 of 1855

Transfer from the Public Works Department

No 1243 of 1855

Public Works Department
Bombay 8th December 1855

To

The Right Honorable Lord Elphinstone G.C.B.
Governor and President in Council

My Lord,

With reference to my Memoranda No 1070 and 1156 dated the 20th October and 13th November last I have the honor to report that I have received the following Communication under date the 3rd Instant from Major Crueck Bombay Garrison Engineer and Civil Architect.

"I have the honor to state for "the information of the Chief Engineer "of Public Works and of Government that in consequence of the "Contractor for the reclaiming "of Mahadee Bay from the sea having "represented that his Boatmen would

"would immediately leave
"the work and proceed
"to their villages unless
"they could be permitted
"to proceed at once with
"their work the Contractor
"having also stated
"that he would be
"in immense loss by
"their doing so, I have
"as a matter of necessity
"(for I say nothing of justice)
"decided the Contractor
"to pay the fee demanded
"with the assurance
"that at least what
"has been paid on this ac-
"count up to the date
"of the receipt of the
"orders of Government
"on the subject will be
"duly restored to them
"and I trust that any
"proceedings under the Emergency

of the case, will be approved
of.

2. In reply to this, I have expressed my approval of Major Brackenbury's proceedings, but a considerable addition to the expenditure on the Moody Bay will be thereby involved. I beg therefore to recommend again the speedy adoption of measures to prevent the ejection of the fees complained of. But if Government think it advisable, that the levying of fees should not be interfered with, I respectfully request that they will advise authority the repayment of such fees to the Contractor, as there is no doubt that he took the Contract under a guaranteed Exemption.

I have the honor to be
Sirs, your obedient
Servant
Sigd C Waddington
Major Royal Engineers
Chief Engineer of Fortifications

Resolution of Government
dated 11th December 1833.

This matter has been
generally disposed of by the
Resolution of Government,
in the Revenue Department,
No 5097, dated 7th December
1833.

2nd Transfer to the Mint to
the Revenue Department that
orders may be there issued
for the refund by the Collector
of Tanna of the fees paid by
the Contractor, under Major
Prince's Bank's guarantee of
payment.

Resolution
11 December 1833 Ordered with
reference to the Transfer from the
Revenue Department, No 5098, dated
2nd December 1833, that a copy of a
letter from the Chief Engineer of the
Works, No 11246, dated 8th Idem and
of the 2nd Resolution thereon
be transferred to that Department

Mint

C 15 1
157

Department for the purpose stated in para 2 of the Resolution, and with an intimation that a Copy of the Resolution has been communicated to the Chief Engineer of Public Works.

Secretary to Govt

Rec'd 11 Dec 1855

Rome Dec 1855

9/12 - December 1855

C/59
157

A. 5215 9 1855

Jas

To G. B. Seton Esq. Bengal
Bills of Lading
&c,

I refer you to
Secret Letter A. 5197 of the
7th Instant, and desire
that the Abstract &c. sent
for your info: Copy of
a Letter from the Chief Engr.
of Public Works, and to
authorize you to charge
the fees paid by the Owners
for the Steady Boy Buoy,
under Major Blanchard's
Guarantee of Repayment.

† L. 12450 of the 8. Dec/55

D. C.
12 Dec/55.

WS
Secy
WP

Revenue Cons 1855-

a/19. December 1855-

Copied in the Ouery by

Signed Archibald

0457

Revenue Cases 1855-

12 December 1855-

Copied in the Diary by
Lyman Chaffee Clerk.

Rept. to the H.C. in Rev. letter of 12 March No. 63

C 1541
163

No. 1443 of 1855

Public Works Territorial Department

Revenue

Bombay Military Board Office

17th February 1855

To

The Right Honble Lord Elphinstone G.C.B.

Governor and President in Council

My Lord

With reference to Mr. Officiating Secretary Fyller's Memo: No. 3985 of the 20 August 1854 we have the honor to submit the Garrison Engineer's Report of Progress in recovering Moodee Bay from the sea for the Quarter ending 31st January last.

We have the honor to be
My Lord
Your Lordship's most obed. Servts

Charles Waddington Colonel
Chief Engineer

Irvine
Lieut. Colonel

Carpathas B.

[illegible] 19 [illegible] 55

From the Military Board No 1443
dated 17th February 1855

Submitting Report of Progress in re-
covering the Woodee Bay from the sea

WL

Wh sent to the Build Comtee

Tabulate after orders are issued

P.P.

20 Feb/55

C 1591
165

Copy from the Sec[illegible] Govt Engineer Dept Cash

1855.—

C 159
167

Expended upto 31st January 1855 Rupees 44,868.5. out of which amount — Rupees 4,418. 4. 6 have been invested in Government 4 per Cent Promissory Notes on account of the Deposit required to be made by the Contractor — The amount for work done in January is Rupees 11837. 7. 7 out of which 10 per Cent of the money due to the Contractor will be invested in Government Paper —

Lieut. J. T. Cunliffe
Major,
Garrison Engineer upon
Cash Abstract at the
Presidency.

Received June 1855

read 3d March 1855

p. 767. 768